

URBAN/MUNICIPAL
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1993 -

AGENDAS / MINUTES OF
THE PARKS AND RECREATION
COMMITTEE

Jan. 5/93-





J.J. SCHATZ
CITY CLERK

URBAN/MUNICIPAL

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1993

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1992 December 22

NOTICE OF MEETING

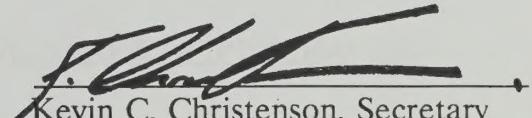
PARKS AND RECREATION COMMITTEE

Tuesday, 1993 January 5
9:30 o'clock a.m.
Room 233, City Hall

URBAN MUNICIPAL

JAN -

GOVERNMENT DOCUMENTS


Kevin C. Christenson, Secretary
Parks and Recreation Committee

AGENDA

1. ADOPTION OF THE MINUTES

Minutes of the meeting held 1992 December 1

2. DIRECTOR OF CULTURE AND RECREATION

- (a) 1993 World Judo Championships/1992 Pan Am Judo Championships
- (b) 1993 Departmental User Fees - Recreation

3. DIRECTOR OF PUBLIC WORKS

- (a) 1993 Departmental User Fees - Cemeteries Division
- (b) 1993 Departmental User Fees - Parks Division
- (c) Landscaping Agreement with Ontario Hydro Parkette at Birch Avenue and Wilson Street
- (d) Closure of Public Works Department Capital Projects
- (e) Ministry of the Environment Installation of Lights, Park Benches and Litter Containers at Harbourfront Park



4. **DIRECTOR OF PROPERTY**

- (a) Land Exchange between the Board of Education for the City of Hamilton and the City - Connell Park
- (b) Purchase of Part of 1158 Upper Gage Avenue by the Regional Municipality of Hamilton-Wentworth required for the Red Hill Creek Expressway

5. **MANAGER OF PURCHASING**

Supply and Install Tugboat Playground Structure, Pier 4 Park

6. **DIRECTOR OF PROPERTY/
DIRECTOR OF CULTURE AND RECREATION/MANAGER OF PURCHASING**

Awarding of Construction Contract, Twin Pad Arena (Copy to Follow)

7. **OTHER BUSINESS**

8. **ADJOURNMENT**



OUTSTANDING ITEMS - PARKS AND RECREATION COMMITTEE

	<u>Item</u>	<u>Original Date</u>	<u>Action</u>	<u>Status</u>
1.	Indoor Bocci Courts	1991 Sept. 17	Director of Culture and Recreation and Manager of Parks	Prepare Report
2.	Buttermilk Falls Parking Lot Alterations	1992 Sept. 22	Director of Public Works	Report Back
3.	Process to Reduce Illegal Dumping in Parks and and Open Space	1992 Sept. 22	Director of Public Works	Report Back
4.	Cemetery Operating Hours	1992 October 6	Director of Public Works	Report Back
5.	Amendment to Encroachment Agreements	1992 July 21	Director of Property	Report Back
6.	Location of Dr. Victor Cecilioni Memorial	1992 December 1	Ald. T. Cooke	Report Back

Kevin C. Christenson, Secretary

1992 December 22



The Parks and Recreation Committee met.

Present: Alderman T. Jackson, Chairperson
Alderman G. Copps, Vice-Chairperson
Mayor R. M. Morrow
Alderman T. Cooke
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman D. Agostino
Alderman T. Anderson
Alderman D. Ross

Also present: Reverend J. Johnson, Board of Education
Mr. T. Gallagher, Roman Catholic Separate School Board
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. R. Sugden, Director of Culture and Recreation
Ms. J. Turner, Department of Culture and Recreation
Mr. G. Maychak, Department of Culture and Recreation
Mr. D. Lobo, Director of Public Works Department
Mr. B. Chrystian, Public Works Department
Mr. D. Cowan, Public Works Department
Mr. D. W. Vyce, Director of Property
Mr. T. Bradley, Purchasing Department
Mr. D. Carson, Mayor's Office
Mr. P. Valeriano
Mr. P. Cecilioni
Mr. E. Smee
Mr. J. Norris, Friends of the Environment Foundation
Mr. B. Garvin
Mr. P. Read
Mr. P. Walker
Ms. E. Fisher
Mr. K. C. Christenson, Secretary

1. DELEGATIONS

(a) **Mr. Pat Valeriano -**
Location of statue honouring the late Dr. Victor Cecilioni

Mr. Pat Valeriano, Mr. Paul Cecilioni and Mr. Ed Smee appeared before the Committee and spoke of a proposal to erect a statue to honour the late Dr. Cecilioni. Mr. Valeriano stated that the late Dr. Cecilioni was an environmentalist instrumental in pollution abatement in the Hamilton area. He stated that Dr. Cecilioni's work had resulted in emission controls being implemented in the steel industry. Mr. Valeriano stated that his group is looking for endorsement of the proposal by City Council and a suitable location for the statue - i.e. a park or elsewhere. He added that the cost of the statue would be covered through donations by private citizens. Mr. Smee informed the Committee that Dr. Cecilioni had made significant contributions to pollution abatement in the Hamilton area and that in 1980 he was voted Environmentalist of the Year and in 1982 he was the Hamilton Citizen of the Year.

Following considerable discussion, the Committee approved the following recommendation:

- (a) That the City endorse the proposal of erecting a statue honouring the late Dr. Victor Cecilioni.
- (b) That Alderman T. Cooke and staff work together with Mr. Pat Valeriano and the Cecilioni Family to determine and recommend a suitable site for this monument.

- (b) John Norris, Chairman,
Friends of the Environment Foundation Advisory Board

Mr. John Norris and Ms. Eileen Fisher of the Friends of the Environment Foundation Advisory Board appeared before the Committee and distributed a publication entitled "Naturally Hamilton", a guide to the Green Spaces of Hamilton-Wentworth. Mr. Norris and Miss Fisher then presented the Chairman with a cheque for \$1,000. to be used for the purchase and planting of trees in Rushdale Park through the Friends of the Parks program. Alderman Jackson and Alderman Anderson thanked Mr. Norris and Miss Fisher for their generous contribution.

2. A. **ADOPTION OF THE MINUTES**

The minutes of the meeting held 1992 November 17 were adopted as circulated.

B. **DIRECTOR OF CULTURE AND RECREATION**

i. **Renewal of Contracts -**

**Pro-Managers Chedoke Golf Course and Winter Sports Park,
King's Forest Golf Course**

The Committee was in receipt of a report dated 1992 November 25 from the Director of Culture and Recreation respecting the renewal of contracts - Pro-Managers Chedoke Golf Course and Winter Sports Park, King's Forest Golf Course.

The Committee approved the following recommendation:

That the contracts between the Corporation of the City of Hamilton and Mr. D. Shock, Pro-Manager at King's Forest Golf Course and Mr. J. Beddome, Pro-Manager at Chedoke Golf Course and Winter Sports Park be renewed for a 24 month period subject to the following conditions:

- (a) That salary increments be negotiable, but not to exceed that which is provided to Non-Union City of Hamilton employees.
- (b) That the Pro-Managers provide not less than \$2 million public liability insurance for bodily injury and property damage naming the City as insured with respect to the operation of the Pro-Shop.
- (c) That the City Solicitor be authorized and directed to have prepared and executed the necessary documents.

ii. **Capital Project Accounts**

The Committee was in receipt of a report dated 1992 November 26 from the Director of Culture and Recreation respecting Capital Projects.

The Director of Culture and Recreation distributed an additional report respecting Capital Project Accounts dated 1992 December 1.

The Committee agreed to combine the reports and approved the following recommendation:

That the City Treasurer be directed to close the Culture and Recreation Department Capital Project Accounts as detailed in Appendix "A" attached hereto with excess funding to be transferred to its original source of funding.

C. DIRECTOR OF PROPERTY

Transfer/Deed of Surplus Land, Part 12, Plan 62R-11955, Former Inverness School Site, Richard Over - 103 East 19th Street

The Committee was in receipt of a report dated 1992 November 18 from the Director of Property respecting the transfer/deed of surplus land, Part 12, Plan 62R-11955, former Inverness School Site, Richard Over - 103 East 19th Street.

The Committee approved the following recommendation:

- (a) That the City convey to the abutting owner Richard Over, Part 12, Registered Plan 62R-11955, having a frontage of 0.4 metres (1.31 feet) more or less, along the easterly road limit of East 19th Street, by a depth of 41.887 metres (137.425 feet) more or less, being irregular in shape, and comprising a total area of 19.999 square metres (215.27 square feet) more or less, for \$1. to be credited to Account No. CH5X303 00102 (Reserve for Property Purchases), as this remnant land is surplus to municipal requirements and not suitable for development.
- (b) That the City Solicitor be authorized to prepare the necessary deed.
- (c) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.

D. MANAGER OF PURCHASING

i. **1993 Annual Supply of Light Fixtures and Poles for Various Parks**

The Committee was in receipt of a report dated 1992 November 23 from the Manager of Purchasing respecting the 1993 annual supply of light fixtures and poles for various parks.

The Committee approved the following recommendation:

That a purchase order be issued to Westburne Supply Ontario, Burlington, for the supply and delivery of light fixtures and poles as and when required during 1993 for various parks, being the lowest of five tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed from Stock Account No. CH56197 60999.

ii. **1993 Annual Supply of Light Fixtures and Poles for Harbourfront Parks**

The Committee was in receipt of a report dated 1992 November 25 from the Manager of Purchasing respecting the 1993 annual supply of light fixtures and poles for Harbourfront Parks.

The Committee approved the following recommendation:

That a purchase order be issued to NEDCO - a Westburne Division - Hamilton, for the supply of anodized finish light fixtures and poles as and when required during 1993 for Harbourfront Parks, being the lowest of four tenders received in accordance with the specifications issued by the Manager of Purchasing and Vendor's tender and be financed from Stock Account No. CH56197 60999.

E. DIRECTOR OF PUBLIC WORKS**Closure of Public Works Department Capital Projects**

The Committee was in receipt of a report dated 1992 November 25 from the Director of Public Works respecting closure of Public Works Department Capital Projects.

Alderman Cooke noted that item (m) of the report, "Redhill Creek Master Plan Implementation" appeared to be included in error.

Mr. Pavelka agreed that this item had been added to the list in error and should be deleted.

Following a brief discussion, the Committee approved that item (m) "The Redhill Creek Master Plan Implementation" be deleted from the list and approved the following recommendation:

That the City Treasurer be directed to close the Public Works Department Capital Project Accounts as detailed in Appendix "B" attached hereto with excess funding to be transferred to its original source of financing.

3. DIRECTOR OF CULTURE AND RECREATION**i. 1997 World Curling Championship**

The Committee was in receipt of a report from the Director of Culture and Recreation dated 1992 November 24 respecting the 1997 World Curling Championship.

Mr. Sugden introduced Mr. Paul Walker of the 1997 World Curling Championships Bid Committee. Mr. Walker showed the Committee a video illustrating what the World Curling Championships would mean to Hamilton. He stated that while the Briar was a success for Hamilton, the World Curling Championships would be a greater event for the City and that his Committee was looking for support and endorsement of the Committee's bid.

Following considerable discussion, the Committee approved the following recommendation:

- (a) That the City of Hamilton support the Hamilton World Curling Championships Bid Committee in their efforts to host the 1997 World Curling Championships in Hamilton at Copps Coliseum.
- (b) That the Finance and Administration Committee be requested to consider the following recommendations:
 - i. That the City of Hamilton provide the financial assistance of a \$20,000 grant to the Hamilton World Curling Championships Bid committee to prepare and present a bid to the World Curling Federation.
 - ii. In the event of a successful bid, the City of Hamilton would also provide financial assistance in the form of an interest free, loan of \$500,000 payable to the Hamilton World Curling Championship committee per the following schedule:

March 1993.....	\$100,000
December 1994.....	\$275,000
December 1995.....	\$125,000
Total Funding.....	\$500,000

ii. **Proposed Golf Season Pass Purchase Plan for 1993**

The Committee was in receipt of a report from Mr. Bob Sugden, Director of Culture and Recreation dated 1992 November 24 respecting the proposed Golf Season Pass Purchase Plan for 1993.

Alderman Ross stated that the concerns raised at the last Parks and Recreation Committee meeting respecting this issue had been addressed in this report. He stated that he supported this proposal. Discussion, then ensued on the 18 hole green fee rates at Chedoke.

Subsequently, the Committee approved that the proposed 1993 Rates be amended from \$18. to \$19. on the Martin and from \$22 to \$23 on the Beddoe. Subsequently, the Committee approved the following recommendations:

PLAN A:

<u>1992 RATES</u>	<u>1993 PROPOSED RATES</u>	<u>\$INCREASE</u>
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CHEDOKE

Adult	\$ 528.04 + 36.96 gst = \$ 565.	\$ 556.08 + 38.92 gst = \$ 595.	\$30.
Couples	\$ 990.65 + 69.35 gst = \$1060.	\$1028.05 + 71.95 gst = \$1100.	\$40.
Family	\$1084.11 + 75.89 gst = \$1160.	\$1144.87 + 80.13 gst = \$1225.	\$65.
Junior	\$ 191.59 + 13.41 gst = \$ 205.	\$ 219.63 + 15.37 gst = \$ 235.	\$30.
Intermediate	\$ 369.16 + 25.84 gst = \$ 395.	\$ 355.14 + 24.86 gst = \$ 380.	-\$15
Pensioner	\$ 364.49 + 25.51 gst = \$ 390.	\$ 355.14 + 24.86 gst = \$ 380.	-\$10.

KING'S FOREST

Adult	\$ 621.50 + 43.50 gst = \$ 665.	\$ 654.21 + 45.79 gst = \$ 700.	\$35.
Couples	\$1130.84 + 79.16 gst = \$1210.	\$1177.58 + 82.42 gst = \$1260.	\$50.
Family	\$1224.30 + 85.70 gst = \$1310.	\$1308.42 + 91.58 gst = \$1400.	\$90.
Junior	\$ 257.01 + 17.99 gst = \$ 275.	\$ 285.05 + 19.95 gst = \$ 305.	\$30.
Intermediate	\$ 387.85 + 27.15 gst = \$ 415.	\$ 373.84 + 26.16 gst = \$ 400.	-\$15.
Pensioner	\$ 383.18 + 26.82 gst = \$ 410.	\$ 373.84 + 26.16 gst = \$ 400.	-\$10.

- (b) That the following Plan B be implemented for the 1993 Golf Season and that the rates be comprised of a fee one third (1/3) of Plan A rates, plus one half (1/2) of the applicable green fee rate to be paid per round of golf.

Alderman Agostino opposed.

PLAN B:

CHEDOKE

Adults	\$ 186.91 + 13.09 gst = \$ 200.	\$ 219.63 + 15.37 gst = \$ 235.
Couples	\$ 345.80 + 24.20 gst = \$ 370.	\$ 392.53 + 27.47 gst = \$ 420.
Family	\$ 378.50 + 26.50 gst = \$ 405.	\$ 439.26 + 30.74 gst = \$ 470.
Junior	\$ 70.10 + 4.90 gst = \$ 75.	\$ 72.90 + 5.10 gst = \$ 78.
Intermediate	\$ 116.82 + 8.18 gst = \$ 125.	\$ 126.17 + 8.83 gst = \$ 135.
Pensioner	\$ 116.82 + 8.18 gst = \$ 125.	\$ 126.17 + 8.83 gst = \$ 135.

- (c) That Plan A and B purchase plans be available to all persons.
 (d) That the following 18 Hole Green Fee rates at Chedoke be approved:

	<u>Existing</u>	<u>Proposed 1993</u>
Martin	\$23.	\$19.
Beddoe	\$25.	\$23.

- (e) That Non-Residents be required to pay a \$100. surcharge on all categories.

Alderman Copps and Alderman Agostino opposed.

- (f) That the Pensioners (over 70) category be deleted.
 (g) That the surcharge of \$3. per player for Tournament participants be discontinued.
 (h) That a package of 11 green fee tickets be available for the cost of 10 applicable green fees commencing immediately up until 1993 March 31.

4. DIRECTOR OF PUBLIC WORKS**Hosting of the 1995/1996/1997 Ontario Parks Association Conference**

The Committee was in receipt of a report dated 1992 November 23 from the Director of Public Works respecting the hosting of the 1995/1996/1997 Ontario Parks Association Conference.

The Committee approved the following recommendation:

That the Director of Public Works be authorized to submit an application to host either the 1995, 1996 or 1997 Ontario Parks Association Annual Conference and Annual General Meeting combined with the Ontario Recreation Facilities Association and the Association of Aquatic Personnel of Ontario.

5. HAMILTON HISTORICAL BOARD SELECTION COMMITTEE

The Committee was in receipt of a report distributed at the meeting from Alderman Fred Eisenberger, Chairperson, Selection Committee dated 1992 November 30 respecting appointments of citizen members to the Hamilton Historical Board.

The Committee approved the following recommendation:

That the Parks and Recreation Committee appoint the following persons to the Hamilton Historical Board for a term to expire 1995 November 30:

Jean Blackmore

Brian Carriere

Dennis Missett

Claire Riddell

6. OTHER BUSINESS**Highland Gardens Field House**

Alderman Cooke questioned the Capital Project account for the Field House at Highland Gardens and suggested that \$40,000. be retained in this account for lighting the area. Mr. Pavelka responded that a new proposal for the lighting at Highland Gardens was to be presented to the Committee in the near future.

7. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE**

**Kevin C. Christenson
Secretary**

1992 December 1

2(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 December 22

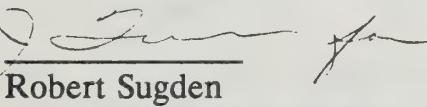
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: **1993 World Judo Championships/
1992 Pan Am Judo Championships**

RECOMMENDATION:

That the 1992 Pan Am Judo Championships estimated overdraft of approximately \$5,000.00 be carried over to the budget provision for the 1993 World Judo Championships.


Robert Sugden

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

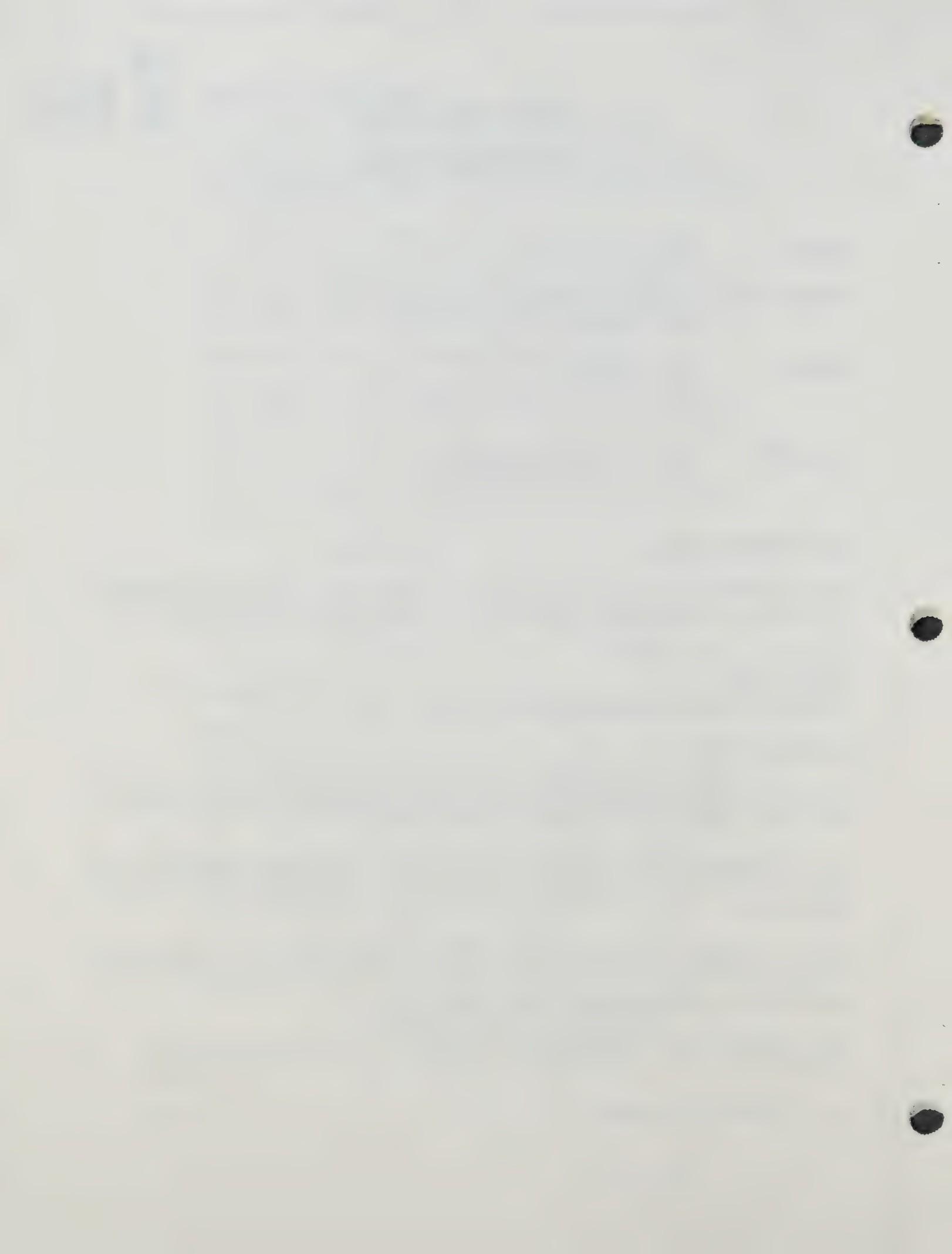
Council approved, on April 25, 1989, the total expenditure/commitment of \$169,000.00 with the project to span for the years 1989 to 1993 inclusive.

The 1992 portion of the budget was set with the Judo Association projections that 200 athletes would participate in the Games, whereas, close to 500 athletes and 15 countries were involved.

For the information of the Committee, the event was highly successful with the result that the image of Hamilton was well promoted. As a host City, Hamilton has again proven its capabilities for sponsoring such an international event.

The 1993 World Judo Championships are scheduled to be held September 30th to October 3rd.

c.c. A. Ross, City Treasurer



2 (b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1992 December 21

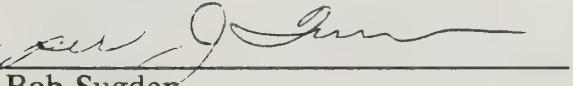
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: 1993 Departmental User Fees

RECOMMENDATION:

- a) That the 1993 User Fees for the Recreation Department as outlined on the attached Schedule P & R - Recreation (column 3) for Existing and New Fees be approved.
- b) That (for the information of the Committee members), Schedule P & R Info - Recreation attached which reflects those 1993 departmental user fees which have received prior Council approval, be received.


Bob Sugden

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The 1993 departmental user fee revenues would increase by a total amount of approximately \$51,000. which reflects the estimated increase as a result of approved and proposed increases. The Department currently charges user fees for most activities and services, therefore there are no proposed new fees recommended at this time.

Kevin Christenson, Secretary
Parks and Recreation Committee
1992 December 16 - Page 2

BACKGROUND:

The direction of the Committee of the Whole meeting December 15, 1992, in considering the 1993 Consolidated User Fees, was to have the appropriate Standing Committee review the details of the proposed 1993 User Fees. These fees when approved by the standing committee would then be forwarded to the Committee of the Whole for presentation as the 1993 Consolidated User Fees. This recommendation has been standardized for all departmental submissions to the Standing Committees. The following provides an overview of the proposed User Fee increases.

DKB/dkb

Att'd

c.c. J. Pavelka, Chief Administrative Officer
 A. Ross, Treasurer

SCHEDULE P & R - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

<u>DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION</u>	<u>USER FEE OR CHARGE</u>		<u>% INCREASE OVER 1992</u>	<u>EXPLANATION AND/OR COMMENTS</u>		<u>BUDGET</u>	<u>TOTAL</u>	<u>\$</u>	<u>Increase</u>	<u>Fee Inc.</u>	<u>Account #</u>
	<u>1992</u>	<u>1993</u>		<u>(4)</u>	<u>(5)</u>						
RECREATION DEPARTMENT											
1993 FEES FOR APPROVAL :											
SENIOR CITIZENS CENTRES											
Central YWCA	10.00	12.00	20%	1992 rates approved 05/26/92.							
- Memberships			"	1993 rates effective May 1, 1993 if approved.							
Main/less Complex	10.00	12.00	20%	"							
Memberships			"								
Ottawa St. YWCA	10.00	12.00	20%	"							
Memberships			"								
Sackville Hill Seniors Rec. Centre	10.00	12.00	20%	"							
Non-resident Fees Add 50%											
GLOBE PARK DIAMONDS											
- Rental Fee											
- Weekday per hour	9.14	9.00	11%	Rates are rounded off and include G.S.T.							
- Weekend per hour	9.56	10.50	10%	"							
- Holidays per hour	10.68	11.75	10%	"							
- Tournament (flat fee)											
- Daily until 6:00 PM	235.94	260.00	10%								
- Daily until dusk	295.45	325.00	10%								
SPORTS FIELDS + \$1.00 per sport field per date for youth											
COMMUNITY RECREATION CENTRES											
- Universal Memberships											
- Family	70.00	70.00	0%	1992 rates approved 05/26/92. G.S.T. included in fee.							
- Single Parent Family	55.00	55.00	0%	"							
- Adult	50.00	50.00	0%	"							
- Youth (17 and under)	10.00	10.00	0%	"							
- Seniors & Disabled	10.00	12.00	20%	Rate increase proposed for May/93.							
- Replacement	3.00	3.00	0%	"							
- Institutional	10.00	10.00	0%	"							
(Special Interest Programs)											

Non-Residential Rate - premium of 50% per current policy.

CH44034-
70301-70360

\$8,000 CH44012-70105
CH44012-70110

\$440

\$320 CH44012-70115

\$40,000 CH44012-70120

SCHEDULE P & R - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION (1)	USER FEE OR CHARGE 1992 (2)		% INCREASE OVER 1992 (4)		EXPLANATION AND/OR COMMENTS (5)		TOTAL (6)	1992 TOTAL (7)	1993 TOTAL (8)	THE CORPORATION OF THE CITY OF HAMILTON Increase Due to Fee Inc. (9)	Account # (10)
	1992 (2)	1993 (3)	BUDGET (6)	BUDGET (7)	INCREASE (8)	INCREASE (9)					
RECREATION DEPARTMENT											

COMMUNITY RECREATION CENTRES

- Summer Memberships (June 1 - Labour Day)											
- Family	40.00										
- Single - Parent Family	30.00										
- Adult	25.00										
- Youth	10.00										
- Seniors & Disabled	3.00										
- Replacement	1.00										
Non - Residential Rate - premium of 50% per current policy.											
Aquatic fee (course) - per session (with membership)	10.00										
- Rental Rates											
- Community Rooms											
- Youth Groups - per hour	15.00										
- Adult Groups	20.00										
- first hour											
- each add'l hour	20.00										
- Card Shows - per hour	40.00										
- (or \$10 portable)											
- Gymnasium	50.00										
- Card Shows - per hour											
- (or \$10 portable)											
- Pools (2 lifeguards) - per hour	75.00										
- additional lifeguard - per hour	15.00										
- Hot Pool rental	20.00										
- per hour - 1 lifeguard											
- additional lifeguard - per hour	15.00										

COMMUNITY ARENAS

- Serving alcoholic beverages - per hour	40.00										
- Selling alcoholic beverages - per hour	50.00										
- Business - no alcohol	35.00										
- Card Shows - per hour	40.00										
- (or \$10 portable)											

SCHEDULE P & R - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION	1992 (1)	USER FEE OR CHARGE 1993 (2)	% INCREASE OVER 1992 (4)	EXPLANATION AND/OR COMMENTS (5)	1992 TOTAL (6)	TOTAL BUDGET (7)	\$ INCREASE (8)	Fee Inc. (9)	Account # (10)
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RECREATION DEPARTMENT

COMMUNITY ARENAS

- Universal Memberships	35.00	35.00	0%	Memberships stabilized over next few years. Increase only in Senior/Disabled memberships and Replacement/Instructional G.S.T. included in fee.	\$603,190	\$606,400	\$3,210		CH44033-70205-70243
- Family	25.00	25.00	0%						
- Single Parent Family			0%						
- Adult	20.00	20.00	0%						
- Youth (13-17 Years)	10.00	10.00	0%	1992 rates approved 05/26/92. G.S.T. included in fee.					70205-70243
- Seniors & Disabled	10.00	12.00	20%	Rate increase proposed for May/93.					
- Replacement	3.00	3.00	0%						
- Instructional	10.00	10.00	0%						
Non-Residential Rate - premium of 50% per current policy.	19.00								

- Summer Memberships (June 1 - Labour Day)

- Outdoor Pool Memberships	20.00	20.00	0%	1992 rates approved 05/26/92. G.S.T. included in fee.	\$15,670	\$15,570	(\$100)		CH44034-70205-70243
- Family	15.00	15.00	0%						
- Single Parent Family	10.00	10.00	0%						
- Adult	6.00	6.00	0%						
- Youth	6.00	6.00	0%						
- Seniors & Disabled	6.00	6.00	0%						
- Replacement	1.00	1.00	0%						
- Centres And Arenas									
- Family	4.40	4.40	0%						
- Single Parent Family	4.00	4.00	0%						
- Adult (18 and up)	3.00	3.00	0%						
- Youth (13 to 17 Years)	2.00	2.00	0%						
- Seniors & Disabled	2.00	2.00	0%						

ADMISSION FEES

- Outdoor Pools	3.00	3.00	0%	1992 rates approved 05/26/92. G.S.T. included in fee.					CH44034-70205-70245
- Family	2.00	2.00	0%						
- Single Parent Family			0%						
- Adult (18 and up)	1.50	1.50	0%						
- Youth (13 to 17 Years)	1.00	1.00	0%						
- Seniors & Disabled	1.00	1.00	0%						

SCHEDULE OF USERFEES AND OTHER REVENUES

<u>DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION</u>	<u>USER FEE OR CHARGE</u>	<u>% INCREASE OVER 1992</u>	<u>EXPLANATION AND/OR COMMENTS</u>
(1)	(2)	(3)	(4)

RECREATION DEPARTMENT

MUNICIPAL ARENAS (May - September)

- Tennis court rentals in spring/fall seasons
- Board of Education & Hamilton - Wentworth Separate School Board

- Summer Rink Surfaces

- Adult Groups
- Youth Groups
- Sports groups with admission
- Community groups
- no admission or revenue

- Ivor Wynne Stadium

Rental - Stadium - Soccer / Football

		<u>1992</u>	<u>1993</u>	<u>INCREASE</u>	<u>1992</u>	<u>1993</u>	<u>INCREASE</u>	<u>1992</u>	<u>1993</u>	<u>INCREASE</u>	<u>1992</u>	<u>1993</u>	<u>INCREASE</u>	
		(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(6)	(7)	(8)	
- Semi - Pro (Games)	- Weekdays	83.71 or 15%	134.54 or 15%	Day	92.10 or 15%	148.00 or 15%	Day	\$28,400	\$41,300	10%	\$4,000	\$4,000	0%	
	- Weekends	83.71 or 15%	134.54 or 15%		92.10 or 15%	148.00 or 15%					CH44115-70905	CH44115-70905		
	- Holidays	83.48 or 15%	147.46 or 15%		97.30 or 15%	162.20 or 15%								
- Semi - Pro (Practices)	- Weekdays	16.57	16.57 + light chgs	18.20	18.20 + light cbgs	10%								
	- Weekends	18.82	18.82 + light chgs	20.70	20.70 + light cbgs	10%								
	- Holidays	21.35	21.35 + light chgs	23.50	23.50 + light cbgs	10%								
- Amateur Adult (Games)	- Weekdays	49.43 or 15%	99.15 or 15%	54.40 or 15%	109.00 or 15%	10%								
	- Weekends	51.96 or 15%	103.91 or 15%		57.20 or 15%	114.30 or 15%								
	- Holidays	55.33 or 15%	103.42 or 15%		60.90 or 15%	119.30 or 15%								
- Amateur Adult (Practices)	- Weekdays	11.80	11.80 + light chgs	13.00	13.00 + light cbgs	10%								
	- Weekends	17.70	17.70 + light chgs	19.50	19.50 + light cbgs	10%								
	- Holidays	21.35	21.35 + light chgs	23.50	23.50 + light cbgs	10%								
- Minor (Games)	- Weekdays	41.29 or 15%	82.58 or 15%	45.40 or 15%	90.80 or 15%	10%								
	- Weekends	43.54 or 15%	82.58 or 15%		47.90 or 15%	90.80 or 15%								
	- Holidays	45.32 or 15%	92.13 or 15%		49.70 or 15%	101.30 or 15%								
Rental - Stadium - Soccer / Football	- Minor (Practices)	11.08	11.08 + light chgs	12.20	12.20 + light cbgs	10%								
	- Weekdays	14.05	14.05 + light chgs	15.30	15.30 + light cbgs	10%								
	- Weekends	16.57	16.57 + light chgs	18.20	18.20 + light cbgs	10%								
- Hamilton Board of Education and the Hamilton - Wentworth Separate School Board	- All times	23.59	23.59 + light chgs	25.90	25.90 + light cbgs	10%								
	- Exhibition (Games)													

included above

SCHEDULE P & R - RECREATION

SCHEDULE P & R - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION (1)	USER FEE OR CHARGE 1992		% INCREASE OVER 1992 (4)		EXPLANATION AND/OR COMMENTS (5)		TOTAL (6)	TOTAL BUDGET (7)	INCREASE (8)	\$ Due to Fee Inc. (9)	Account # (10)					
	1993		1993		Increase											
	(2)	(3)														
RECREATION DEPARTMENT																
Barton Community Centre																
- Private / Commercial																
- Adult Groups																
- Youth Groups																
Normanhurst Community Centre																
- Private / Commercial																
- Youth Groups																
- Seniors Groups																
- Kiwanis Club																
CULTURE DIVISION																
MUSEUMS																
Admission Fee - Dundurn Castle																
- Adult																
- Senior																
- Student																
- Child (6 to 14 Years)																
Admission Fee - Hamilton Military Museum																
- Adult																
- Senior																
- Student																
- Child (6 to 14 Years)																
- Programme - Student (14 and under)																
- Programme - Student (over 14)																
Admission Fee - Whitehern																
- Adult																
- Senior																
- Student																
- Child (6 to 13 Years)																
- Programme - Child																
THE CORPORATION OF THE CITY OF HAMILTON																
	1992	1993														
	TOTAL	TOTAL	\$													
	BUDGET	BUDGET	INCREASE													
	(6)	(7)	(8)													

SCHEDULE P & R - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION	USER FEE OR CHARGE		% INCREASE OVER 1992 (4)	EXPLANATION AND/OR COMMENTS (5)	THE CORPORATION OF THE CITY OF HAMILTON		Account # (10)
	1992 (2)	1993 (3)			1992 TOTAL (7)	1993 TOTAL (8)	

CULTURE DIVISION

	Pre-Booked	General Admission	Group Visitors	Pre-Booked	General Admission	Group Visitors	General Admission
Admission Fee - Hamilton Museum of Steam & Technology							
- Adult	1.80	2.25		2.00	2.25		11%
- Senior	1.50	1.75		1.55	1.75		3%
- Student	1.50	1.75		1.55	1.75		3%
- Child (6 to 14 Years)	1.35	1.50		1.35	1.50		0%
- Programme				1.35	1.50		
- Membership Fees - The PumpHouse Association (non-profit organization)							
- regular membership	10.00	10.00		0.00	0.00		
MUSEUMS							
Admission Fee - Children's Museum	Free			Free			
- Adult - with children	2.00			2.00			
- Adult - without children	2.00			2.00			
- Child (3-13) aka adults, seniors, students unaccompanied by a child							
- Child - in group (programme)	1.50		1.50	1.70			13%
							\$13,400

SCHEDULE P & R INFO -- RECREATION

SCHEDULE OF USERFEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION	USER FEE OR CHARGE		% INCREASE OVER 1992	EXPLANATION AND/OR COMMENTS	THE CORPORATION OF THE CITY OF HAMILTON				
	1992	1993			TOTAL	BUDGET	Increase	Fee Inc.	Account #
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
RECREATION DEPARTMENT									
1993 FEES APPROVED BY COUNCIL:									
CHEDDORKE GOLF CLUB & PRO SHOP									
- Golf Memberships									
- Adult									
565.00									
Approved by Council 12/08/92.									
595.00									
-18%									
- Adult Non - Resident									
847.00									
695.00									
-18%									
- Couples									
1,060.00									
1,100.00									
+4%									
- Couples Non - Resident									
1,590.00									
1,200.00									
-25%									
- Family									
1,160.00									
1,225.00									
+6%									
- Family Non - Resident									
1,740.00									
1,325.00									
-24%									
- Juniors									
205.00									
235.00									
+15%									
- Juniors Non - Resident									
307.00									
335.00									
+9%									
- Intermediate									
395.00									
380.00									
-4%									
- Intermediate Non - Resident									
592.00									
480.00									
-19%									
- Pensioners									
390.00									
380.00									
-3%									
- Pensioners Non - Resident									
585.00									
480.00									
-18%									
- Golf Memberships									
- fee as indicated plus 1/2 of applicable green fee rate									
- Adult									
200.00									
Approved by Council 12/08/92.									
300.00									
370.00									
470.00									
405.00									
505.00									
75.00									
175.00									
125.00									
225.00									
125.00									
225.00									
9 ...									

CH44012-70405

included above

SCHEDULE P&R INFO – RECREATION

THE CORPORATION OF THE CITY OF HAMILTON									
DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION		USER FEE OR CHARGE 1992		% INCREASE OVER 1992		EXPLANATION AND/OR COMMENTS		1992 TOTAL	
(1)		(2)		(3)		(4)		(5)	
RECREATION DEPARTMENT									
CHEDOKE GOLF CLUB & PRO SHOP									
- Green Fees									
- Martin - 18		23.00		19.00		-17%		Approved by Council 12/03/92.	
- Martin - Pensioners / Junior		16.00		12.00		-2.5%		"	
- Martin - Twilight		14.00		10.00		-29%		"	
- Beddoe - 18		25.00		23.00		-8%		"	
- Beddoe - Pensioners		18.00		16.00		-11%		"	
- Beddoe - Twilight		16.00		14.00		-13%		"	
- Concession Fee		21,000.00		24,310.00		16%		Contractual arrangement.	
- Between Tiffany's and City of Hamilton from March 1,1992 to February 28,1993 (contract expires February 28,1994)									
- Locker Fee - for members only		20.00		20.00		0%			
- Tow Fee									
- Adults (18 & over)									
- Full Day		9.00		13.00		44%		Council 8/25/92. Rates to be reviewed for the	
- Half Day		7.00		11.00		57%		1993 - 1994 season.	
- Youth (under 18 yrs.)									
- Special Needs and Seniors									
- Full Day		8.00		12.00		50%			
- Half Day		6.00		10.00		67%			
- Ski Lift Packages (10 tickets)									
- Adult		64.00		90.00		41%			
- Youth		42.00		80.00		90%			
- Chedoke Ski School									
- Adults/Youth		24.00		30.00		100%		Council 8/25/92. Rates to be reviewed for the	
- Child		18.00		24.00		100%		1993 - 1994 season.	
- Chedoke Racing School (all participants)		45.00				100%			
- Hamilton Association for Disabled Skiers (Flat fee)		1000.00				100%			
- included above									

SCHEDULE P & R INFO - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

SCHEDULE P & R INFO - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION	USER FEE OR CHARGE						% INCREASE OVER 1992						EXPLANATION AND/OR COMMENTS					
	1992		1993			TOTAL		TOTAL		\$	BUDGET		BUDGET		Increase			
	(2)	(3)					(7)	(8)	(7)	(8)			(6)	(7)	(8)	(9)	(10)	
RECREATION DEPARTMENT																		
MUNICIPAL ARENAS (October – April)																		
– Minor Hockey House League / Hub Games	1992/93	1993/94	Season	Season	Season	Season	1992/93	1993/94	Season	Season	Season	Season	1992/93	1993/94	Season	Season	Increase	
– Minor Hockey Reps	26.00	30.00					35.00						15%				Due to	
– Minor Practice – Hub / Rep	41.00	45.00					50.00						10%				Fee Inc.	
– Tournament – House League	59.00	65.00					70.00						10%				Account #	
– H.U.B. & Rep Tournaments	64.00	67.00					70.00						5%				(10)	
– Revenue – Charitable	100.00	110.00					120.00						10%					
– Revenue / Admission HUAC	210.00	220.00					230.00						5%					
– Junior A, B and C games	300.00	320.00					340.00						7%					
MUNICIPAL ARENAS (May – September)																		
– Minor Hockey	70.00	75.00					80.00						7%	Council 02/28/92, G.S.T. included in fees.				
– Adult – per hour																		
– Non – prime time	82.00	90.00					95.00						10%					
– Prime time	120.00	130.00					140.00						8%					
– Youth – per hour																		
– Non – prime time	82.00	85.00					90.00						4%					
– Prime time	82.00	85.00					90.00						4%					
LAWFIELD ARENA – SUMMER (May – September)																		
– Adult – per hour	1992/93	1993/94	Season	Season	Season	Season	1992/93	1993/94	Season	Season	Season	Season	1992/93	1993/94	Season	Season	Included in Arenas above.	
– Non – prime time	82.00	90.00					95.00						6%	1992 rates approved 05/26/92, G.S.T. included in fee.				
– Prime time (6:00 PM – Closing)	120.00	130.00					140.00						8%	"			– CH44110-70243	
– Youth – per hour																	– CH44110-70243	
– Non – prime time (6:00 AM – 6:00 PM)	82.00	85.00					90.00						6%	"				
– Prime time (6:00 AM – 6:00 PM)	82.00	85.00					90.00						6%	"				

SCHEDULE P & R INFO - RECREATION

SCHEDULE OF USER FEES AND OTHER REVENUES

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION	USER FEE OR CHARGE		% INCREASE OVER 1992	EXPLANATION AND/OR COMMENTS	1992		1993		Increase Due to Fee Inc. Account #
	1992	1993			BUDGET	TOTAL	\$		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

RECREATION DEPARTMENT

IVOR WYNNE STADIUM - SCOTT PARK PARKING LOT

- Lease of parking lot to the Hamilton Junior Chamber of Commerce for Ti-Cat games

Concession Fees
 - Globe Park (Ruth's)
 - Gage Park (Ruth's)

Flat Fee Per Year
 1000.00
 100.00

Flat Fee Per Year
 1000.00
 100.00

\$120,000

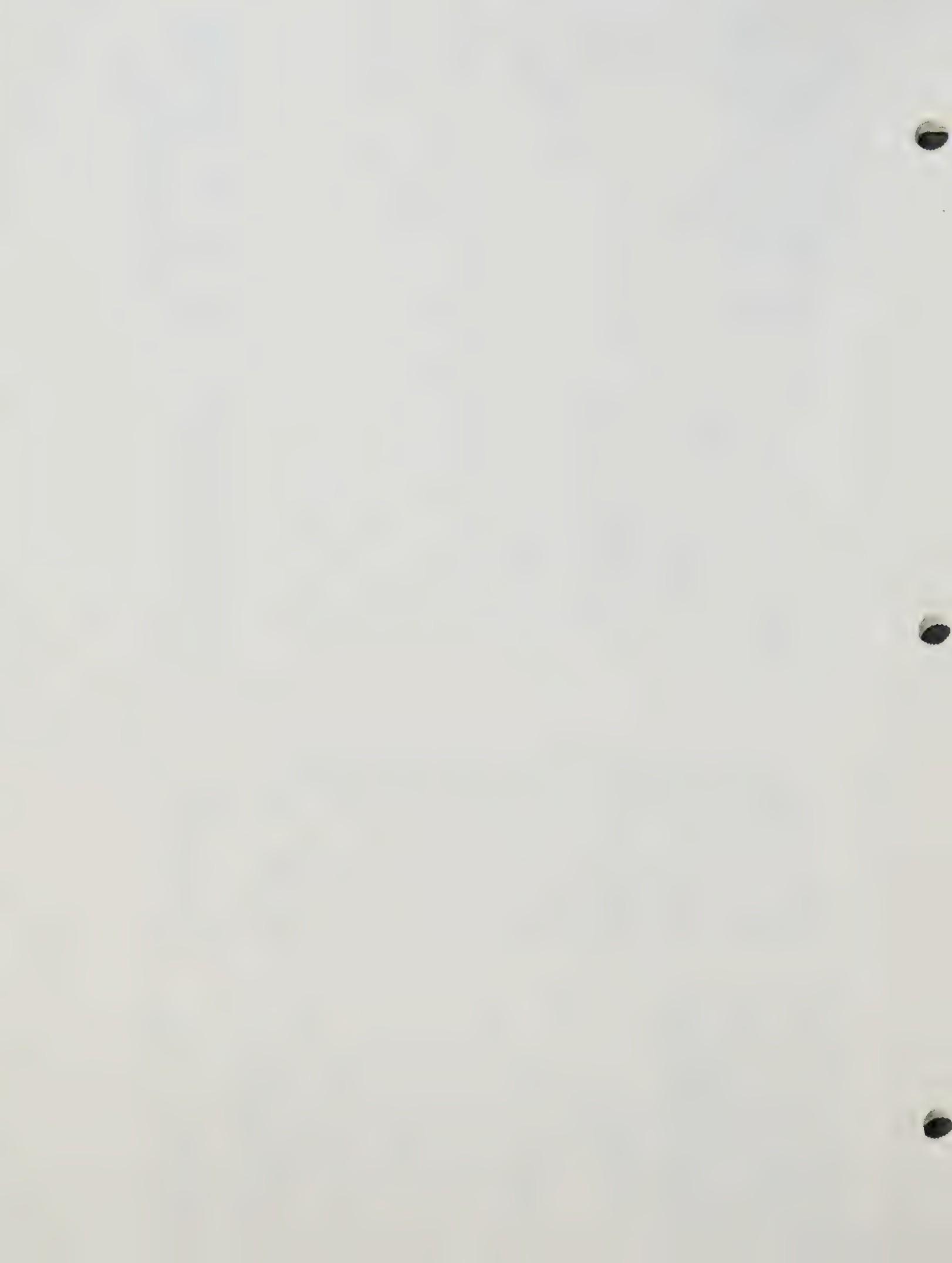
Effective April 9/91. Contract 01/01/91 to 12/31/93.
 0% with the fee negotiated annually.

CH44125-70905

CH44011-70920

THE CORPORATION OF THE CITY OF HAMILTON

	1992		1993		Increase Due to Fee Inc. Account #
	BUDGET	TOTAL	BUDGET	TOTAL	
(6)	(7)	(8)	(9)	(10)	



CITY OF HAMILTON
- RECOMMENDATION -

3 (a)

DATE: 1992 December 23

REPORT TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo
Director of Public Works

SUBJECT: **1993 DEPARTMENTAL USER FEES**

RECOMMENDATION:

That approval be given to the action taken by the Director of Public Works in increasing the user fees of the Cemeteries Division as per the attached schedule, as of 1993 January 01.

D. Lobo

Department Head

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The 1993 departmental user fee revenues would increase by a total amount of \$74,090, or 7.6% over the 1992 budget level. This amount is broken down to reflect an estimated increase on the 1993 User Fee revenues in the amount of \$64,090 for proposed increases in the existing fees and the balance of \$10,000 for the proposed new user fees.

BACKGROUND:

The direction of the Committee of the Whole meeting December 15, 1992, in considering the 1993 Consolidated User Fees, was to have the appropriate Standing Committee review the details of the proposed 1993 User Fees. These fees when approved by the standing committee would then be forwarded to the Committee of the Whole for presentation as the 1993 Consolidated User Fees. This recommendation has been standardized for all departmental submissions to the Standing Committees. The following provides an overview of the proposed User Fee increases.

The Ministry of Consumer and Commercial Relations regulate the cemeteries in Ontario by the following regulations:

- a) The cemetery must submit 40% of the revenue of each lot sale in a care and maintenance trust fund. The principal of this fund cannot be used only the interest that this fund creates.
 - b) The cemetery must submit a surcharge into another trust fund for the Care and Maintenance of monuments. This is based on a formula regulated on the installation of foundations and the setting of markers.
 - c) Every cemetery must submit price changes for the Ministry's approval. The cemetery cannot implement those changes for 30 days after the Ministry has received them. Hamilton Municipal Cemeteries has received approval from the Ministry as of December 24, 1992.
2. Hamilton Municipal Cemeteries produces revenues by the following:
- a) Interest off the Care and Maintenance Fund. (There is a \$70,000 projection by the Treasury Department for 1993 due to low interest rates.)
 - b) Sale of lots, niches and crypts.
 - c) Opening and closing fees.
 - d) Foundations and marker setting fees.
 - e) Miscellaneous charges.
3. As of 1993 January 1, the Cemetery Division has increased it's user fees in accordance with the attached schedule. Should the committee amend any portion of the fee schedule, rebates would be issued to those users who have been affected by the price differential.

Hamilton Municipal Cemeteries has submitted a 7% increase in lot sales and opening and closing and 0% increase on foundation and marker setting fees to the Ministry and have received their approval.

There were also changes in fees such as removals and lowering fees which reflected the amount of time, labour and safety requirements those operations required. Hamilton Municipal Cemeteries has had to recommend high percentage increases in the lowering and removal sections of its tariff of charges because of the following:

- a) The cost of doing the labour intensive work was not previously reflected.
- b) The Ministry of Labour has placed new requirements for shoring that protects workers in the excavation.

- c) The cost of constructing and supplying the materials necessary to do the operation has not been previously included.
4. The 7% increase was required for the following reasons:
- a) The Ministry changed the Care and Maintenance requirement from 35 to 40%.
 - b) Cost of living for wages, materials and supplies.
 - c) The bank rates are so low that we expect a \$70,000 short fall in interest revenues.
 - d) The Ministry would not allow any increases in the foundation and marker setting area.
 - e) 85% of the Cemetery budget is labour.

RZ/km

Att'd

cc-- J. Pavelka, Chief Administrative Officer
A. Ross, Treasurer

SCHEDULE P & R - CEMETERIES

SCHEDULE OF USER FEES AND OTHER REVENUES

SCHEDULE P & R - CEMETERIES

SCHEDULE OF USER FEES AND OTHER REVENUES

ADDITIONAL REFERENCES

- | | | 272.00 | 272.00 | 0% | Contractual 1992, 1993, 1994 |
|---|----------------|--------|--------|----|------------------------------|
| - Cryps | - Child | 272.00 | 272.00 | 0% | |
| | - Youth | 285.00 | 285.00 | 0% | |
| | - Standard | 297.00 | 297.00 | 0% | |
| | - Intermediate | 305.00 | 305.00 | 0% | |
| | - Overtize | 324.00 | 324.00 | 0% | |
| - Plantine - prenatate groundplant flowers (over slave) | | 40.00 | 40.00 | 0% | |
| | | | | | included above |

2

SCHEDULE P & R - CEMETERIES

3(b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: December 21, 1992

RECEIVED

REPORT TO: Kevin Christenson, Secretary
Parks and Recreation Committee

DEC 21 1992

FROM: *D. Lobo, Director*
Public Works Department

CITY CLERKS

SUBJECT: 1993 DEPARTMENTAL USER FEES

RECOMMENDATION:

That the 1993 User Fees for the Public Works Department - Parks Div. as outlined on the attached Schedule P & R - Parks (column 3), for Existing and New Fees be approved;

D. Lobo

Department Head

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The 1993 departmental user fee revenues would increase by a total amount of \$3,150 or 7.9% over the 1992 budget level. This amount reflects an estimated amount for the proposed new user fees based on 1992 bookings for this service when there was no fee applicable.

BACKGROUND:

The direction of the Committee of the Whole meeting December 15, 1992, in considering the 1993 Consolidated User Fees, was to have the appropriate Standing Committee review the details of the proposed 1993 User Fees. These fees when approved by the standing committee would then be forwarded to the Committee of the Whole for presentation as the 1993 Consolidated User Fees. This recommendation has been standardized for all departmental submissions to the Standing Committees. The following provides an overview of the proposed User Fee increases.

DKB/dkb

Att'd

C.C. J. Pavelka, Chief Administrative Officer
A. Ross, Treasurer

SCHEDULE P & R - PARKS

DESCRIPTION OF SERVICE, LICENCE OR PUBLICATION		USER FEE OR CHARGE		% INCREASE OVER 1992		EXPLANATION AND/OR COMMENTS		THE CORPORATION OF THE CITY OF HAMILTON			
(1)		1992 (2)	1993 (3)	1992 (4)	1993 (5)	BUDGET (6)	BUDGET (7)	TOTAL 1992 (8)	\$	1993 TOTAL (9)	Increase Due to Fee Inc. Account # (10)
PUBLIC WORKS - PARKS DIVISION											
NUM SHOW											
- Adult / Senior		2.00				0%	Council 5/26/92. Includes G.S.T.				
- Youth (12 - 18 years)		0.99				0%	" No G.S.T.				
- Child (under 12 years)		Free				0%					
GAGE PARK GREENHOUSE - WEDDING CHARGE											
- Flat fee (7:00 A.M. - 3:00 P.M.)		50.00				100%	New fee.				
- After 3:00 P.M. - per hour		50.00 + O.T. \$47.25/hr.				100%	"				

3(4)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1992 December 3

REPORT TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo, Director
Public Works Department

SUBJECT: Landscaping Agreement with Ontario Hydro
Parkette at Birch Avenue and Wilson Street

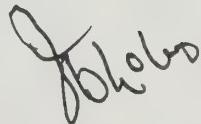
RECEIVED

DEC 11 1992

CITY CLERKS

RECOMMENDATION:

That the landscaping improvements for the Stirton Street Tot Lot be implemented as detailed in the attached Schedule 'A' at a cost of \$28,000.00 and being fully funded by Ontario Hydro.



D. Lobo, Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Ontario Hydro has provided the City of Hamilton with \$28,000.00 which is the full cost of the proposed landscaping works. These funds are provided in order that the City undertake the restoration of this site following the completion of renovations to the adjacent Hydro substation.

The City of Hamilton has a license agreement with Ontario Hydro whereby we utilize this property as a parkette for a \$1.00 annual fee. As a result of the landscaping improvements there will be no changes to the existing agreement.

This license agreement has been previously approved by Council and serves the position of the City very well.

BACKGROUND:

Ontario Hydro has recently completed renovations to their hydro substation adjacent to the parkette. Rather than undertaking grounds restoration work to the affected portions of the parkette, they have forwarded \$28,000.00 for the City's use in undertaking the work.

Parks staff have prepared a landscaping plan and cost estimate which goes beyond basic restoration and provides much needed improvements to the overall site.

Ontario Hydro has approved this scope of work. This project does not change the intent of the parkette, rather it will refurbish this site to its original condition.

During a recent public open house hosted by Ontario Hydro, the landscape plan was displayed and well received by area residents who attended.

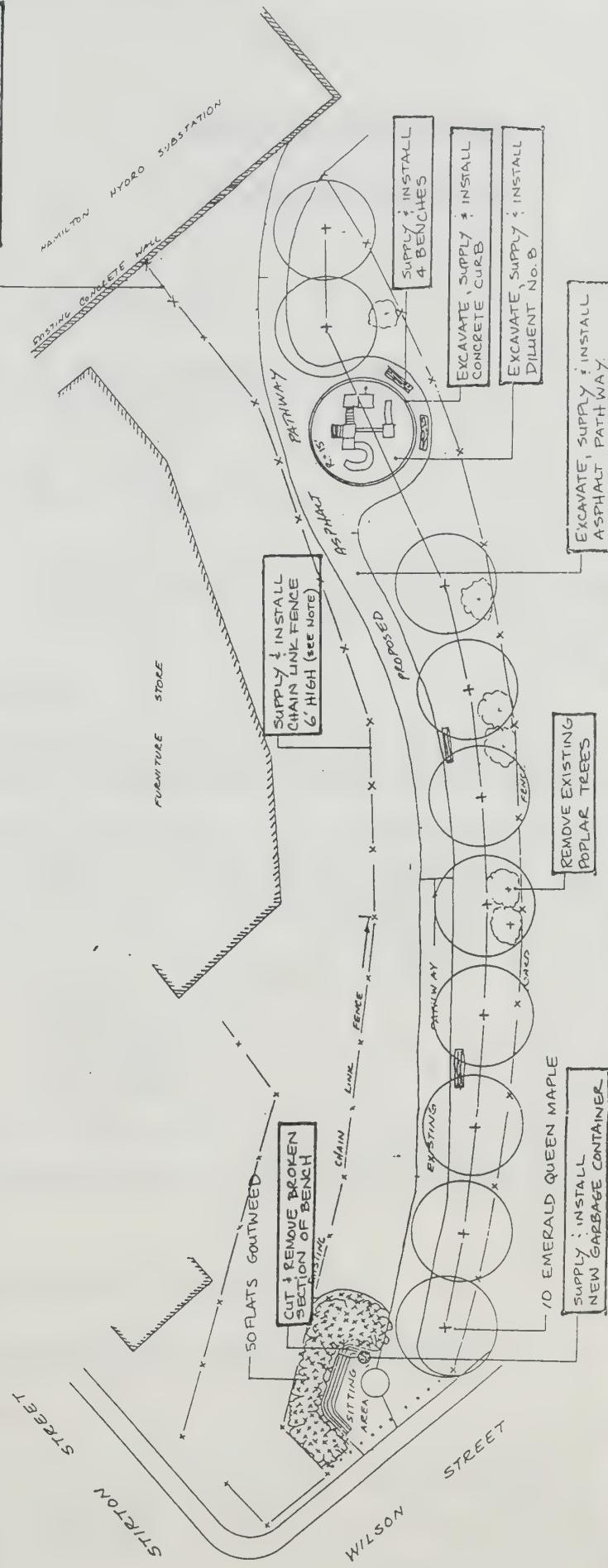
(1) CFE/pw
attachment

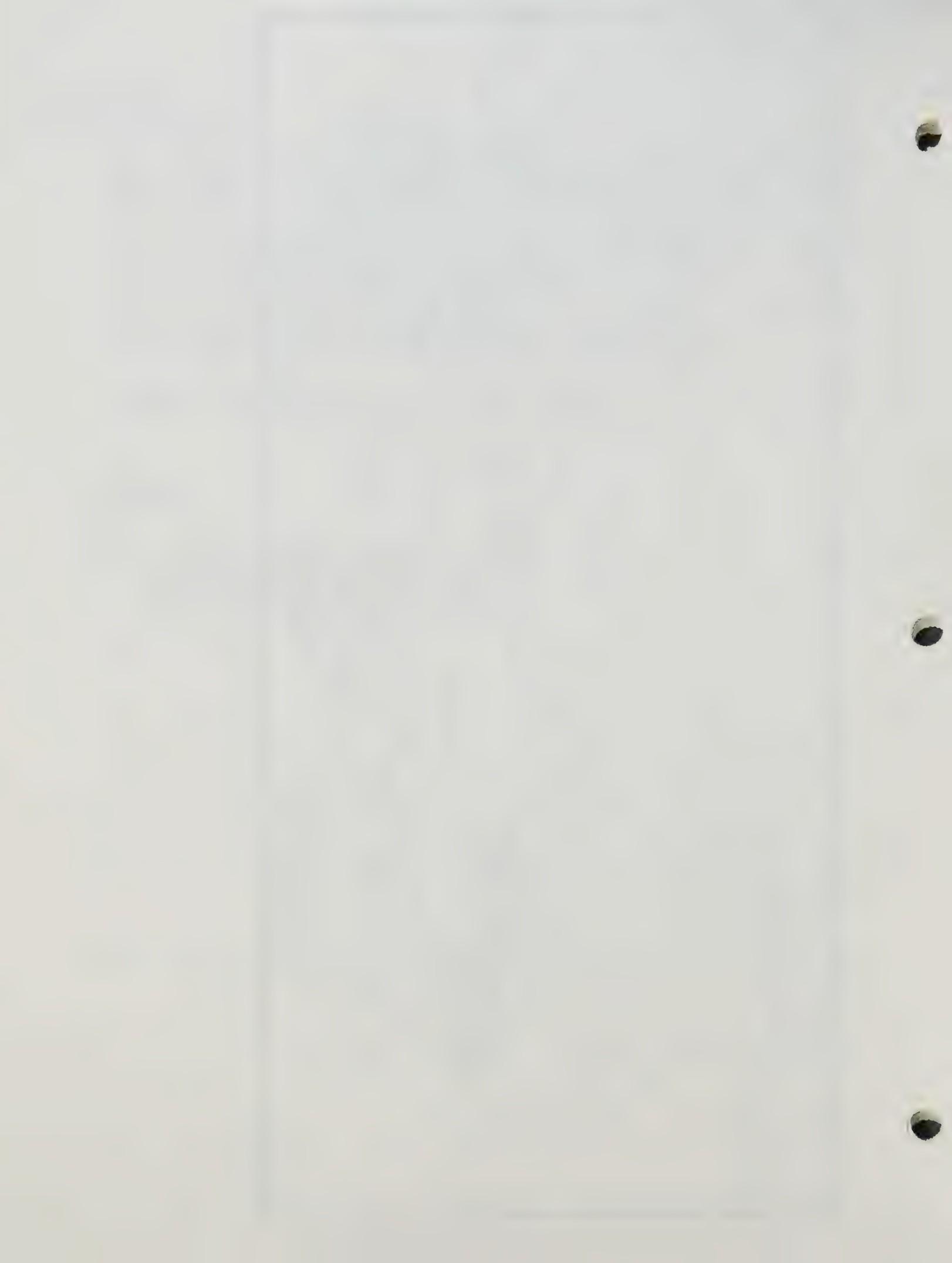
c.c. A. C. Ross, Treasurer
Alderman D. Drury, Alderman, Ward 3
Alderman B. Morelli, Alderman, Ward 3
J. G. Pavelka, Chief Administrative Officer

DEPARTMENT OF PUBLIC WORKS PARKS DIVISION
 CITY OF HAMILTON
WILSON & STIRTON PARK SITE
 TOPOGRAPHIC DRAWING DEVELOPMENT OF STIRTON TOT-LOT
 SCALE 1"-20
 PREPARED BY F. BERNT
 REVISED: NOV. 1992
 DATE: APRIL 1992
 DRAWN BY: R.A.
 V.I.C. 36-15 .002

NOTE
 Supply & install 10 of
 WOLMANIZED BOARD FENCE
 6' HIGH

STREET
 STREET
 STREET
 STREET
 STREET





3(d)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1992 December 14

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo
Director of Public Works

SUBJECT: Closure of Public Works Department Capital Projects

RECEIVED

DEC 17 1992

CITY CLERKS

RECOMMENDATION:

That the City Treasurer be directed to close the following Capital Project account(s) with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended / Committed to Date	Balance Available	Source of Financing
a) 628641001	Chedoke Golf Course - Storage & Work Shop	161,000.00	9,270.01	151,729.99	Capital Levy & Reserve for Capital Unclass
TOTAL		161,000.00	9,270.01	151,145.53	

D. Lobo
D. LOBO, DIRECTOR OF PUBLIC WORKS

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: See above recommendation.

BACKGROUND:

This capital project was initiated in 1986 with the approval of funding to undertake construction of an eighty (80') foot extension to the existing Martin Workshop.

The proposed development was placed before the Niagara Escarpment Commission for its approval pursuant to the Niagara Escarpment Planning and Development Act. However, as a result of concerns expressed by area residents, City Council decided that the expansion should not proceed at the location given and subsequently directed staff to bring to Committee a proposal for an alternate site for the necessary storage and workshop facilities. It was noted that in the long term it was preferred to construct a new facility elsewhere on the Golf Course and to abandon and demolish the existing workshop.

Following consultation with Ward Aldermen, the Golf Course Sub-Committee, and the Niagara Escarpment Commission a suitable site for this relocation was identified using an area immediately west of the main Chedoke yard. Unfortunately, given that the project now involved construction of a new building versus expansion of an existing facility the funding allotted in this account was determined to be inadequate.

Accordingly, it was concluded that this project should be terminated and, in due course, a new Capital Project submitted to address the needs of a new workshop and storage building at Chedoke Golf Course.

(DL/mc

cc: Mr. A. Ross, City Treasurer
Attention: Mr. N.R. Adhya

3(e)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1992 December 18

RECEIVED

DEC 21 1992

REPORT TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

CITY CLERKS

FROM: Mr. D. Lobo, Director
Public Works Department

SUBJECT: Ministry of the Environment
Installation of Lights, Park Benches
and Litter Containers at Harbourfront Park

RECOMMENDATION:

- a) That staff be authorized to seek the approval of the Ministry of the Environment to install pedestrian lights, park benches and litter containers on the Harbourfront Park within the context of the Ministry's prior approval to remediate this site as passive green space.
- b) That staff be authorized to seek the approval of the Ministry of the Environment to open Harbourfront Park for public use, upon completion of the remediation work.
- c) That the perimeter roadway at Harbourfront Park, used for construction access for the shoreline protection works, be retained and paved as a pedestrian walkway.
- d) That prior to the opening of the site to the public, the appropriate signage be posted on the site indicating that development plans for Harbourfront Park are being prepared.

D. Lobo

D. Lobo, Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Ministry of the Environment granted the City \$7.5 million for the remediation of Harbourfront Park. In addition to this funding, the City approved \$1.9 million in the 1992 Capital Budgets for this project.

The installation of pedestrian lighting, park benches, litter containers and the paving of the perimeter walkway can be completed within the scope of the existing, approved funding.

BACKGROUND:

The M.O.E. authorized the City to proceed with the remediation of Harbourfront Park in accordance with the exemption from environmental assessment order 4-92. This exemption allows the park to be remediated as passive green space and the approved project scope involves four basic categories including:

- removal of hazardous soils
- shoreline protection
- grading and revegetation
- installation of utility corridor

Approval of this recommendation will allow staff to seek confirmation from the M.O.E. that pedestrian lighting, park benches and litter containers can be installed at this site to serve the public upon the opening of the park.

It is the position of staff that these works can be undertaken within the context of this site being classified as passive green space.

Any future development of this site will be subject to an environment assessment review process.

It is the perspective of staff from the M.O.E. and the City that the installation of light fixture foundations be undertaken during the remediation process as these footings will penetrate the impervious clay cap. The M.O.E. staff wish to oversee the installation of these works to assure compliance with the technical requirements of the approved remediation process.

During the shoreline protection phase of this project a construction access road was installed adjacent to the shoreline. This access road could ideally serve as a fully accessible pedestrian and service vehicle route for the park. The M.O.E. has stated they support the preservation of this route as a walkway, however, all granular surfaces must be paved as a condition of the site remediation.

Prior to the City opening Harbourfront Park to the public, the M.O.E. must grant approval under Section 45 of the Environmental Protection Act. This formality is required under provincial law and pertains to all sites having a history of containing hazardous materials.

It is anticipated that there will be no difficulty in receiving the approval to allow public access since the M.O.E. has participated in the remediation of this site and has recognized its desired end use as parkland.

CFE/da

c.c. J. Pavelka, C.A.O., City of Hamilton

CITY OF HAMILTON

- RECOMMENDATION -

4 (a)

DATE: 1992 December 17

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee.

RECEIVED

DEC 18 1992

FROM: Mr. D. W. Vyce
Director of Property

.....
CITY CLERKS

SUBJECT: Land Exchange between The Board of Education
for the City of Hamilton and the City - Connell Park

RECOMMENDATION:

- a) That an Offer to Purchase, executed by officials of The Board of Education for the City of Hamilton (Margaret Cunningham, Chairman and P. Shewfelt, Superintendent of Finance) on November 20, 1992 and scheduled for closing on or before April 23, 1993, for the purchase by the Board of Part of Lots 17 and 18 Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, together with a 66 foot right-of-way over Part 3 on Plan 62R-1297 L.T. for ingress and egress, as described in Instrument Number 230565 H.L. and the funds derived from this sale of \$4.00 be credited to Account No. CH4X501-00201 (Revenue for Parklands).
- b) That it is understood and agreed that:
 - i) the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
 - ii) the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;
 - iii) the City shall pay the Board's Land Transfer Tax;
 - iv) for the purpose of Land Transfer Tax the Vendor and Purchaser agree that the value of the land being exchanged is the same, namely the sum of \$1,164,000.00;

- v) this Offer to Purchase is subject to the City of Hamilton accepting an Option to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 315 Stone Church Road West by the City. The said Option to Purchase and this Offer to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other; and
- vi) the City will make the extension of Claudette Gate, from Garth Street to the subject lands, a condition of approval of the development of lands North and South of the said extension and no one foot reserve will be established at the end of such extension abutting the subject lands, so that the Board shall have access to such extension as an alternate access to the right-of-way to Stone Church Road.

The closing of this Transfer to the board of Education of the City of Hamilton is conditional upon the transfer to the City of Hamilton by the Board provided for in the Option to Purchase referred to above.

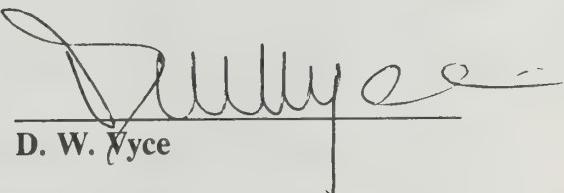
- c) That an Option to Purchase, executed by officials of The Board of Education for the City of Hamilton (Margaret Cunningham, Chairman and P. Shewfelt, Superintendent of Finance) on November 20, 1992 and scheduled for closing on or before April 23 1993, for the purchase by the City of Part of Lot 17, Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, and the purchase price of \$4.00 be charged to Account No. CH5X306-00201 (Reserve for Parklands).
- d) That it is understood and agreed that :
 - i) the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
 - ii) the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;
 - iii) the City shall pay the Board's Land Transfer Tax;

17 December 1992
Parks and Recreation Committee
Page 3

- iv) this Option to Purchase is subject to the City of Hamilton accepting an Offer to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 319 Stone Church Road West by the Board. The said Offer to Purchase and this Option to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other.

The closing of this Transfer to the City is conditional upon the transfer to The Board of Education for the City of Hamilton provided for in the Offer to Purchase referred to above.

- e) That the Mayor and City Clerk be authorized and directed to execute all the necessary documents.



D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

On July 30, 1991, City Council approved Item 15 of the 14th Report of the Parks and Recreation Committee authorizing the Property Department to enter into negotiations with the Hamilton Board of Education to complete the necessary transactions required for exchange of lands which are of equal size between the City of Hamilton and The Board of Education thereby completing the amalgamation of William Connell Park.

On September 29, 1992, City Council approved Item 21 a) and b) of the 21st Report of the Parks and Recreation Committee authorizing the Planning and Development Committee be requested to abandon the City Initiated Rezoning of the William Connell Park to permit the use of the property for a major baseball facility and associated uses, and the Property Department to continue negotiations with The Board of Education for the exchange of lands of equal size as per direction of City Council on July 30, 1991.

17 December 1992
Parks and Recreation Committee
Page 4

AC/nw

c.c. P. Noé Johnson, City Solicitor
Attention: D. Powers

Allan C. Ross, Treasurer

L. King, Building Commissioner

V.J. Abraham, M.C.I.P., Director, Local Planning Division

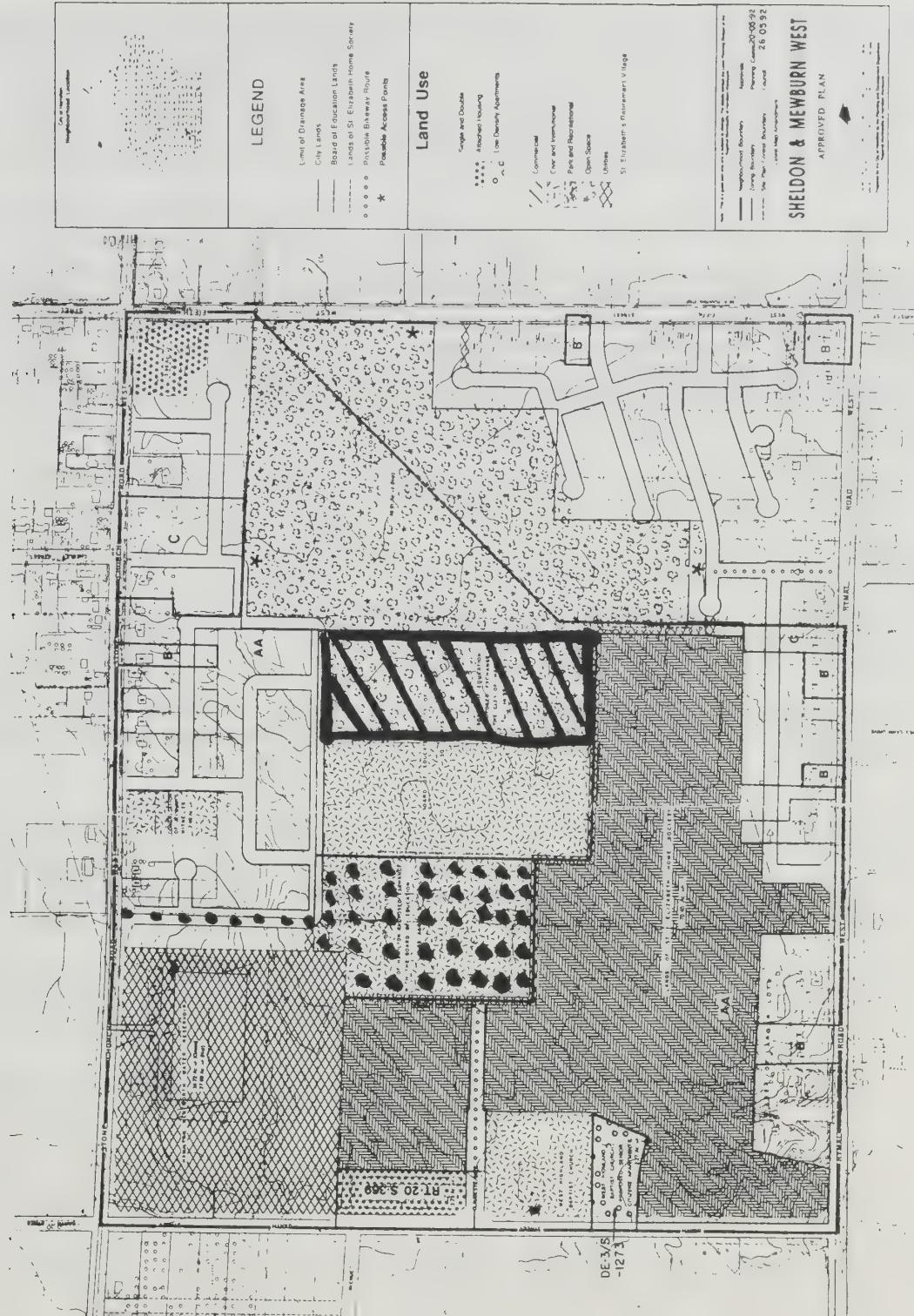
D. Lobo, Director of Public Works
Attention: R. Chrystian

K. Lau, Manger, Legal Surveys, Roads Department

D. V. Christilaw, Subdivision Administrator, Roads Department

H. Kayal, Project Manager, Architectural Division

(92C-36)



LANDS TO BE SOLD
TO CITY

LANDS TO BE SOLD
SOLD TO BO. OF ED.

OFFER TO PURCHASE

I/We THE BOARD OF EDUCATION FOR THE CITY OF HAMILTON of the City of Hamilton

in the Regional Municipality of Hamilton-Wentworth hereinafter called the Purchaser,

hereby agree to and with THE CORPORATION OF THE CITY OF HAMILTON,

hereinafter called the Vendor,

to purchase all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and being composed of Part of Lots 17 and 18, Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, together with a 66 foot right-of-way over Part 3 on Plan 62R-1297 L.T. for ingress and egress, as described in Instrument 230565 H.L. Subject parcel forms part of the property known as 319 Stone Church Road West, and is shown in heavy outline on the attached plan as Schedule "B".

at the price of FOUR-----DOLLARS (\$4.00) of lawful money of Canada,
payable as follows:-

- (a) A deposit of TWO-----DOLLARS (\$2.00) by certified cheque payable to the Vendor.
- (b) The balance of the purchase price namely TWO-----DOLLARS (\$2.00) with interest as hereinafter provided, and subject to adjustments, by certified cheque on the closing of this transaction.

Provided that this Offer to Purchase is subject to the following conditions:-

1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 2nd day of February 1993, by a letter mailed or delivered to the Purchaser at c/o Evans, Philp, P.O. Box 930, Station A, Hamilton, Ontario L8N 3P9 Attention: Ian W. Gordon.
2. In the event that this Offer is not accepted, this Offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
4. The title is good and free from all encumbrance, except as to any registered restrictions or covenants.
5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
6. The Purchaser is to be allowed thirty days from the date of acceptance of such Offer to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
7. This transaction shall be closed on or before the 23rd day of April, 1993.

8. On the closing of this transaction, the Vendor will convey the said lands to the Purchaser by a good and sufficient deed thereof in fee simple, free and clear of dower rights and all encumbrances, and shall deliver vacant possession of the said lands to the Purchaser free of all tenancies.
9. The Purchaser shall assume taxes, local improvements, water and sewer rates from the date set out in paragraph 7 hereof.
10. The deed or transfer is to be prepared at the expense of the Vendor. If the Vendor is a Trustee the deed or transfer is to contain trustee covenants only.
11. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
12. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
13. Any tender of documents or money may be made upon the parties hereto or their solicitors or agents and shall be either by cash or certified cheque or in the case of payment by the City, by means of the City's uncertified cheque.
14. It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under The Planning Act. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation.
15. Schedules A, B and C attached hereto also form part of this agreement.

Time shall be of the essence of this Agreement, which shall enure to the benefit of and be binding upon the Purchaser, his heirs, executors, administrators, successors and assigns, and shall enure to the benefit of and be binding upon the Vendor, its successors and assigns.

DATED at Hamilton this 20th day of November 1982

SIGNED, SEALED AND DELIVERED

in the presence of

THE BOARD OF EDUCATION FOR
THE CITY OF HAMILTON

DK Margaret Cunningham (Seal)
} P. Shaffer (Seal)
} _____ (Seal)

Name of Purchaser's Solicitor _____

Address of Purchaser's Solicitor _____

SCHEDULE "A"

Property

Part of the property
at 319 Stone Church Road West

Owner's Interest

The Board of Education
for the City of Hamilton

It is also understood and agreed that:

- i) the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
- ii) the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;
- iii) the City shall pay the Board's Land Transfer Tax;
- iv) for the purpose of Land Transfer Tax the Vendor and Purchaser agree that the value of the land being exchanged is the same, namely the sum of \$1,164,000.00;
- v) this Offer to Purchase is subject to the City of Hamilton accepting an Option to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 315 Stone Church Road West by the City. The said Option to Purchase and this Offer to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other; and
- vi) the City will make the extension of Claudette Gate, from Garth Street to the subject lands, a condition of approval of the development of the lands North and South of the said extension and no one foot reserve will be established at the end of such extension abutting the subject lands, so that the Board shall have access to such extension as an alternate access to the right-of-way to Stone Church Road.

The closing of this Transfer to the Board of Education of the City of Hamilton is conditional upon the transfer to the City of Hamilton by the Board provided for in the Option to Purchase referred to above.

Dated at Hamilton this 20th day of November 1992

WITNESS:

THE BOARD OF EDUCATION FOR THE
CITY OF HAMILTON

Joanne Hawes

Margaret Cunningham

Joanne Hawes

C. Shultz

ALTERNATIVE 1

POPULATION (1988) 234

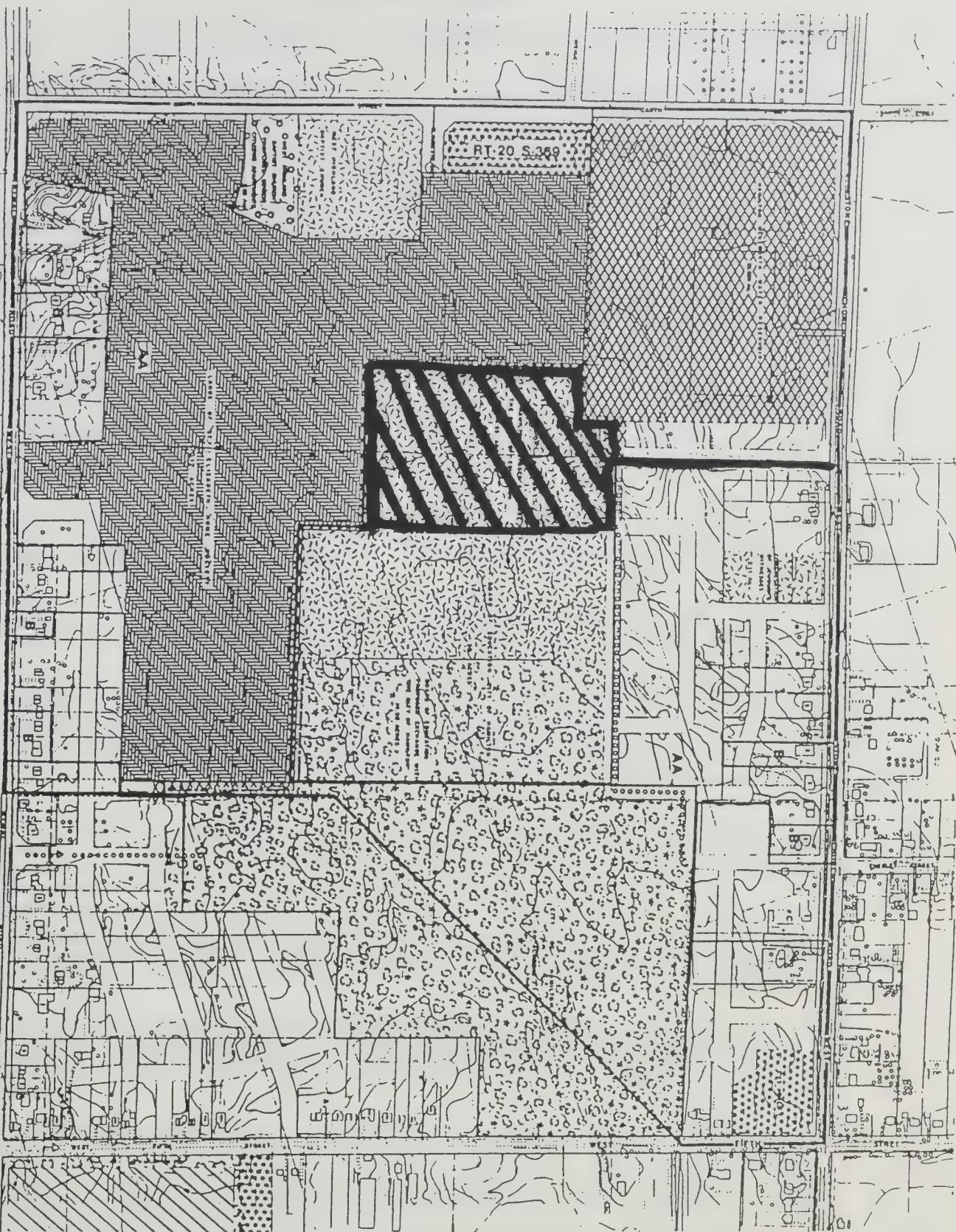
LEGEND

- Units of Drainage Area
- City Limits
- Board of Education Lands
- Lands of St. Elizabeth Norm Society
- Possible Bypass Route

Land Use

- Commercial
- Single and Double
- Residential Housing
- Low Density Apartments
- Parks and Recreation
- Open Space
- Utilities
- St. Elizabeth's Residential Village

**SHELDON & MEWBURN WEST
PROPOSED PLAN**



SCHEDULE B

OPTION TO PURCHASE

BETWEEN: THE BOARD OF EDUCATION FOR THE CITY OF HAMILTON

In care of
Evans, Philip
P.O. Box 930, Station A
Hamilton, Ontario L8N 3P9

Hereinafter called "the Owner"
OF THE FIRST PART:

Attention: Ian W. Gordon

THE CORPORATION OF THE CITY OF HAMILTON

Hereinafter called "the City"
OF THE SECOND PART:

In consideration of the sum of TWO-----DOLLARS (\$2.00) paid by the City to the Owner (the receipt whereof is hereby acknowledged) the Owner hereby grants to the City the sole and exclusive option, irrevocable within the time for acceptance herein limited, to purchase the following property owned by the Owner, namely the lands and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and being composed of Part of Lot 17, Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, Subject parcel forms part of the property known as part of 315 Stone Church Road West, and is shown in heavy outline on Schedule "B" attached hereto.

Forming part of this Option to Purchase are Schedule(s) A and B attached hereto.

The purchase price of the said property shall be the sum of FOUR-----DOLLARS (\$4.00) of lawful money of Canada.

The sum of \$2.00 already paid to (the agent for) the Owner as consideration for the granting of this Option shall be credited to the City and allowed as part of the purchase price.

The Option hereby granted shall be open for acceptance by the City up to, but not after, the 2nd day of February 1993, and may be accepted by a letter mailed or delivered to the Solicitor at the above address. In the event that this Option is not accepted this Option and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the Owner shall be entitled to retain the said sum given as consideration for the granting of this Option.

In the event of and upon the acceptance of this Option by the City this Option and the letter accepting this Option shall then become a binding contract of purchase and sale between the parties hereto and payment of the said purchase price to the Owner shall constitute complete satisfaction to the Owner for all actions, claims and demands of the Owner for compensation for lands expropriated, for compensation for lands injuriously affected, if any, and for costs, if any, to which the Owner may be entitled by reason of the City having passed a by-law or by-laws expropriating the said lands or any part or parts thereof and for damages and costs, if any, by reason of the act, neglect or default by the City or by anyone on its behalf in respect of the said lands.

Provided that the title is good and free from all encumbrances, except as aforesaid and except as to any registered restrictions and covenants that run with the land, provided that such are complied with. The City is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Owner.

The City is to be allowed 45 days from the date of the acceptance of this Option to examine the title at its own expense. If within that time any valid objection to title is made in writing to the Owner which the Owner shall be unable or unwilling to remove and which the City will not waive the contract arising out of the acceptance of this Option shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and the deposit (including the sum paid for the granting of this Option) shall be returned by the Owner without interest and he and the agent shall not be liable for any costs or damages. Save as to any valid objection so made within such time the City shall be conclusively deemed to have accepted the title of the Owner to the real property.

The contract arising from the acceptance of this Option shall be completed on or before April 23, 1993 on which date the Owner will convey the said lands to the City or to its nominee by a good and sufficient deed thereof in fee simple, free and clear of all encumbrances, save as aforesaid, and shall deliver vacant possession of the said lands to the City free of all tenancies, leasehold interests or any other rights or interests therein.

Taxes, including Owner's business tax, local improvements, water and sewer rates, etc., to be apportioned and allowed to the date of completion, and no adjustment shall be made for fuel oil.

The Owner covenants and agrees with the City to do nothing to encumber the said property after the execution of this Option by the Owner prior to the completion or other termination thereof, and agrees that the City may, in the presence of the Owner or his representative inspect the property on the said date of completion, prior to closing the transaction.

It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs ad Housing under The Planning Act. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation.

Any tender or documents or money may be made upon the parties hereto or their solicitors or agents and shall be either by cash or certified cheque or in the case of payment by the City, by means of the City's uncertified cheque.

This Option is to be read with all changes of gender or number required by its context.

Time shall be of the essence of this Option and of the contract arising from the acceptance thereof which shall enure to the benefit of and be binding upon the parties hereto, their respective heirs, executors, administrators, successors and assigns.

DATED at Hamilton this 20th day of November A.D., 1992.

THE BOARD OF EDUCATION FOR THE CITY OF HAMILTON

SIGNED, SEALED AND DELIVERED
in the presence of

Margaret Cunningham (Seal)
P. Shaffer (Seal) (Seal)

The Undersigned Spouse of the Vendor hereby consents to the disposition evidenced herein pursuant to the provisions of The Family Law Reform Act, 1978, S.O.1978,c.2, as the same may be amended from time to time.

In consideration of the sum of One Dollar (\$1.00), (the receipt of which from the City is hereby acknowledged), the Undersigned Spouse of the Vendor hereby agrees with the City that he/she will execute all necessary or incidental documents to give full force and effect to the sale evidenced herein.

Year - Month - Day

Witness Spouse (Seal) Date _____

9/17/87

SCHEDULE "A"

<u>Property</u>	<u>Owner's Interest</u>
Part of the property at 315 Stone Church Road West	The Board of Education for the City of Hamilton

It is also understood and agreed that:

- i) the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
- ii) the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor.
- iii) the City shall pay the Board's Land Transfer Tax;
- iv) this Option to Purchase is subject to the City of Hamilton accepting an Offer to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 319 Stone Church Road West by the Board. The said Offer to Purchase and this Option to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other.

The closing of this Transfer to the City is conditional upon the transfer to the Board of Education for the City of Hamilton provided for in the Offer to Purchase referred to above.

Dated at Hamilton this 20th day of November 1992

WITNESS:

THE BOARD OF EDUCATION FOR THE
CITY OF HAMILTON

Jeanne Kavanagh

Margaret Cunningham

Jeanne Kavanagh

P. Swift

ALTERNATIVE 1

POPULATION (1988) 234

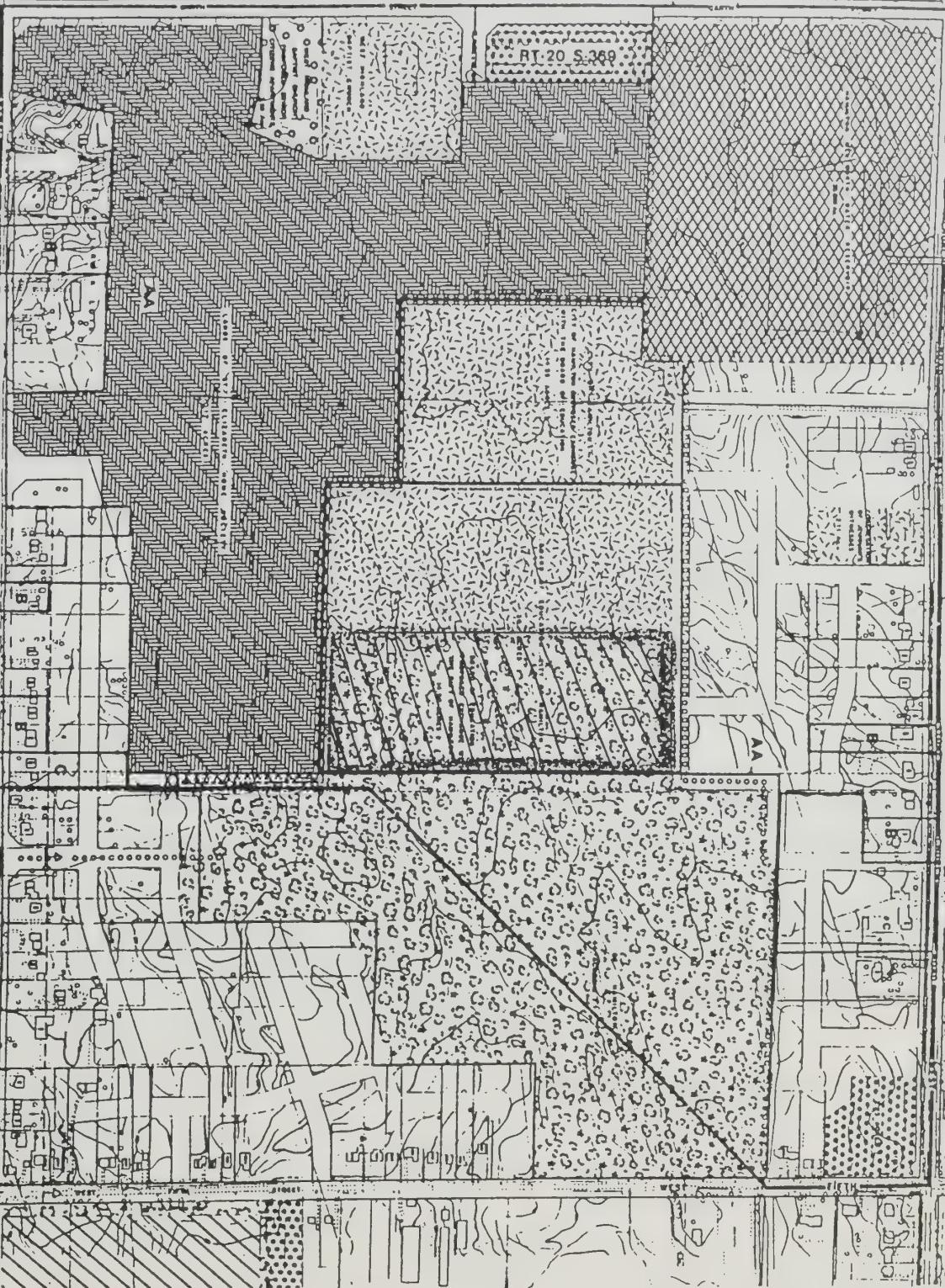
LEGEND

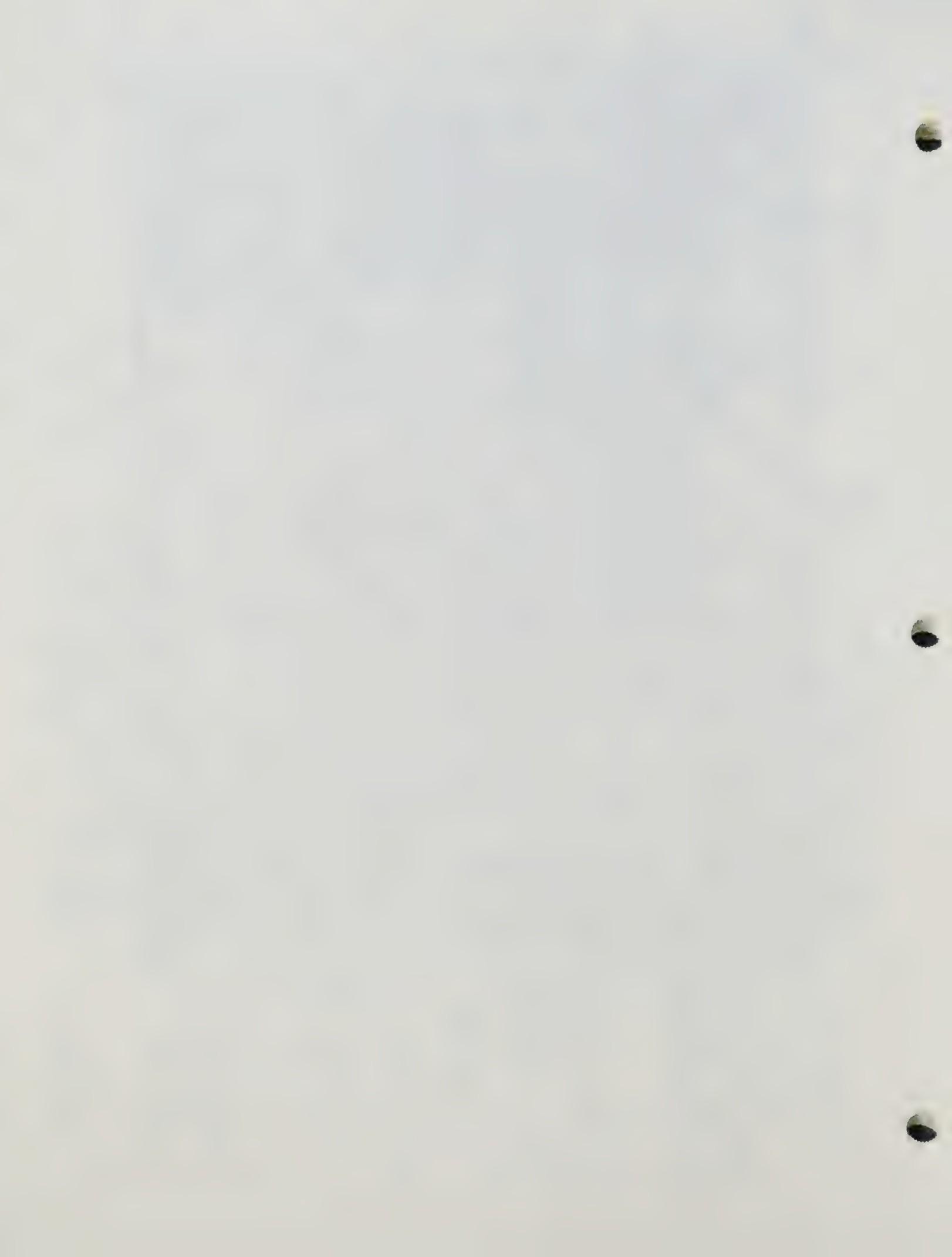
- Limit of Discharge Area
- City Lands
- Board of Education Lands
- Land of St. Elizabeth Home Society
- Possible Bypass Route

Land Use

- Residential
- Commercial
- Service and Office
- Apartment
- Industrial
- Park and Recreation
- Open Space
- Other
- St. Elizabeth's Retirement Village

SHELDON & MEWBURN WEST
PROPOSED PLAN





4 (b)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 December 17

RECEIVED

REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

DEC 18 1992

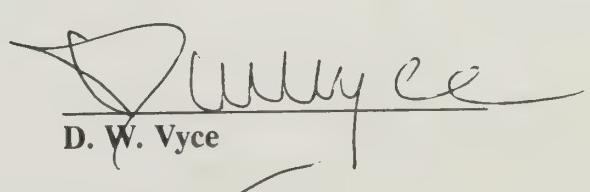
FROM: D. W. Vyce
Director of Property

CITY CLERKS

SUBJECT: Purchase of Part of 1158 Upper Gage Avenue by the
Regional Municipality of Hamilton-Wentworth
required for the Red Hill Creek Expressway

RECOMMENDATION:

- a) That an Offer to Purchase, executed by officials of the Regional Municipality of Hamilton-Wentworth on December 7, 1992 and scheduled to close on or before April 2, 1993, for the purchase by the Region of vacant lands being composed of Block C, Plan M-187, containing 0.919 hectares (2.270 acres), shown as Part 10 on Plan 62R-11687, be approved and completed and the funds derived from this sale of \$130,000 be credited to Account No. CH4X501-00201 (Reserve for Parkland Acquisition). Subject property is required for the Red Hill Creek Expressway and forms part of the property known as 1158 Upper Gage Avenue.
- b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

1992 December 17
Parks and Recreation Committee
Page 2

BACKGROUND:

The subject parcel of land was conveyed to the City of Hamilton by the Ontario Housing Corporation as part of the 5% Park Dedication in conjunction with development of subdivisions in eleven (11) neighbourhoods in the City of Hamilton, one of which was in Randall Neighbourhood and included the subject property. Through Bill 155, the Region was granted an easement over this parcel of land for sewer purposes. The Region now wishes to acquire this parcel in fee simple as it is required for the East-West portion of the Red Hill Creek Expressway.

AC/kb

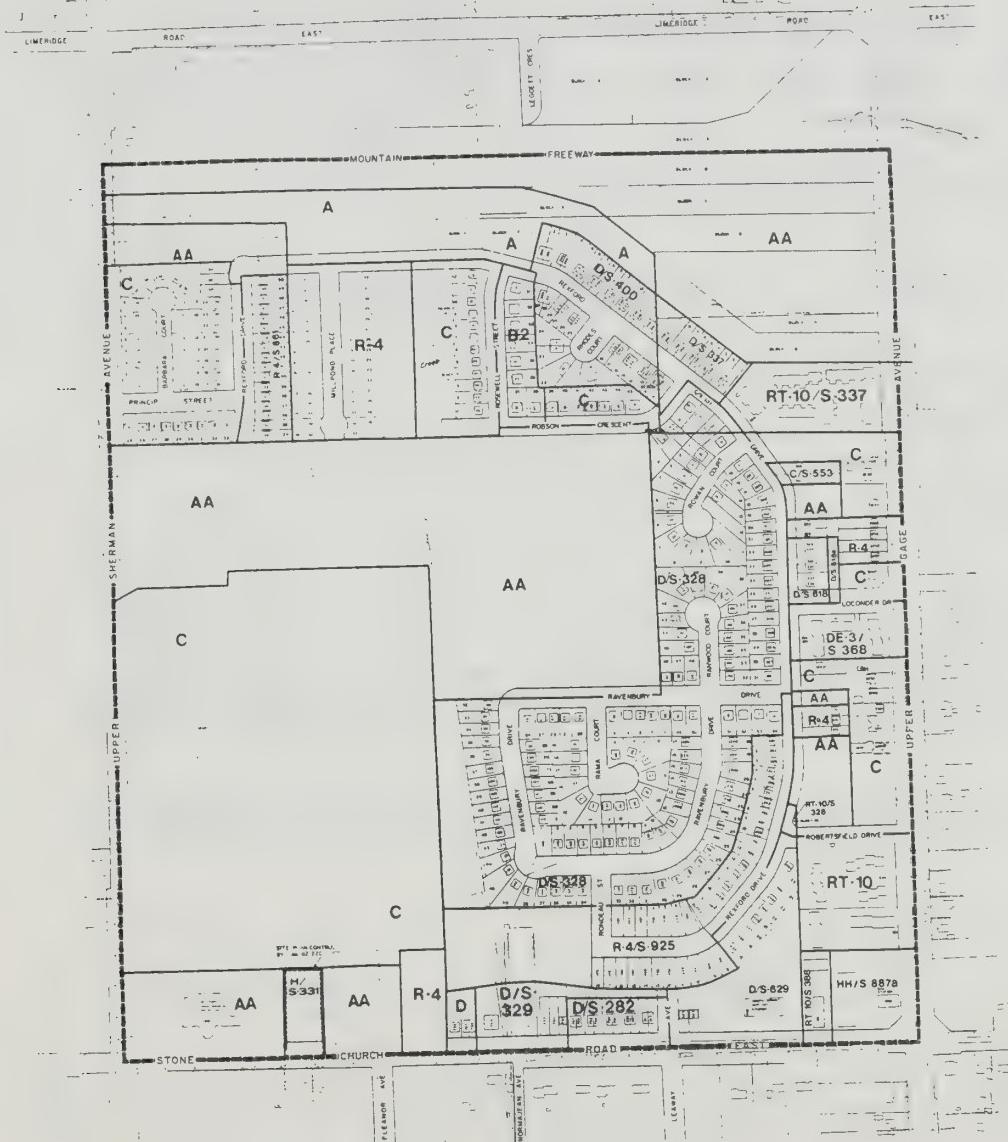
c.c. P. Noé Johnson, City Solicitor

Allan C. Ross, Treasurer

Bob Douglas, Manager, Engineering Surveys, Roads Department

D. Lobo, Director of Public Works

(91R-178)



130 96 11 118 112 110 119 143 126	CITY OF HAMILTON RANDALL ZONING
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This is not a Legal Document
For Zoning Verification Please
Contact City Building Department

Neighbourhood Boundary
Zoning Boundary

Prepared for The City of Hamilton
by the Planning and Development Department
of The Regional Municipality of Hamilton-Wentworth

PLANNING UNIT NO. 7512 JUNE 1988 PAGE NO. 112

SCALE 0 50m 100m

OFFER TO PURCHASE

I/We THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH of the City of Hamilton,
in the Regional Municipality of Hamilton-Wentworth,
hereinafter called the Purchaser,

hereby agree to and with THE CORPORATION OF THE CITY OF HAMILTON,

hereinafter called the Vendor,

to purchase all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and being composed of Block C, Plan M-187, containing 0.919 hectares (2.270 acres), shown as Part 10 on Plan 62R-11687. Subject parcel forms part of the property known as 1158 Upper Gage Avenue.

at the price of ONE HUNDRED AND THIRTY THOUSAND----- DOLLARS (\$130,000.00)
of lawful money of Canada, payable as follows:-

(a) The balance of the purchase price namely ONE HUNDRED AND THIRTY THOUSAND-----
----- DOLLARS (\$130,000.00)

with interest as hereinafter provided, and subject to adjustments,
by certified cheque on the closing of this transaction.

Provided that this Offer to Purchase is subject to the following conditions:-

1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 2nd day of February 1993, by a letter mailed or delivered to the Purchaser at c/o Rand Roszell, Commissioner of Legal Services and Corporate Counsel, The Regional Municipality of Hamilton-Wentworth, 1 James Street South, 8th Floor, Hamilton, Ontario L8P 4R5.
2. In the event that this Offer is not accepted, this Offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
4. The title is good and free from all encumbrance, except as to any registered restrictions or covenants.
5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
6. The Purchaser is to be allowed thirty days from the date of acceptance of such Offer to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
7. This transaction shall be closed on or before the 2nd day of April, 1993.
8. On the closing of this transaction, the Vendor will convey the said lands to the Purchaser by a good and sufficient deed thereof in fee simple, free and clear of dower rights and all encumbrances, except as to any registered restrictions or covenants, and shall deliver vacant possession of the said lands to the Purchaser free of all tenancies.
9. The Purchaser shall assume taxes, local improvements, water and sewer rates from the date set out in paragraph 7 hereof.

10. Pending completion of this transaction, the Vendor will hold all fire insurance policies and the proceeds thereof in trust for the parties hereto as their interests may appear and in the event of damage to the said premises the Purchaser may either take the proceeds of the insurance, if any, and complete the purchase or may cancel this Offer whether accepted or not and have all monies theretofore paid returned without interest.
11. The deed or transfer is to be prepared at the expense of the Vendor. If the Vendor is a Trustee the deed or transfer is to contain trustee covenants only.
12. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
13. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
14. Any tender of documents or money may be made upon the parties hereto or their solicitors or agents and shall be either by cash or certified cheque or in the case of payment by the City, by means of the City's uncertified cheque.
15. It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under The Planning Act. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation.

Time shall be of the essence of this Agreement, which shall enure to the benefit of and be binding upon the Purchaser, his heirs, executors, administrators, successors and assigns, and shall enure to the benefit of and be binding upon the Vendor, its successors and assigns.

DATED at the City of Hamilton this 7th day of December 1992.

THE REGIONAL MUNICIPALITY
OF HAMILTON-WENTWORTH

SIGNED, SEALED AND DELIVERED)

) _____ (Seal)

in the presence of)

) _____ (Seal)

Approved
as to form

Legal
Services

) _____ (Seal)

5.

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1992 December 7

RECEIVED

DEC 11 1992

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

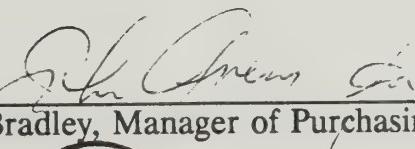
CITY CLERKS

FROM: Mr. T. Bradley
Manager of Purchasing

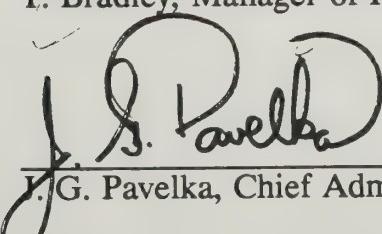
SUBJECT: Supply and Install Tugboat Playground Structure, Pier 4
Park

RECOMMENDATION:

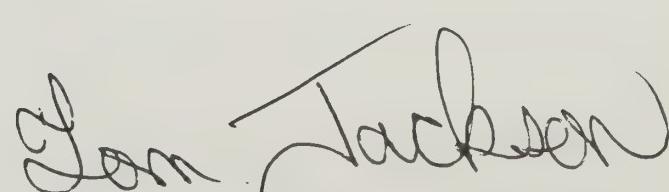
- a) That a purchase order be issued to Bermingham Construction Limited, Hamilton, in the amount of \$129,959 including all taxes and contingencies, to supply and install Tugboat Playground Structure at Pier 4 Park, being the lowest of five proposals received in accordance with specifications issued by the Manager of Purchasing and Vendor's submission, and be financed through Pier 4 Park, Harbourfront Account No. CFS200 419154007.
- b) That a contract be entered into satisfactory to the City Solicitor.
- c) That, as this work should commence before ice interference, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".



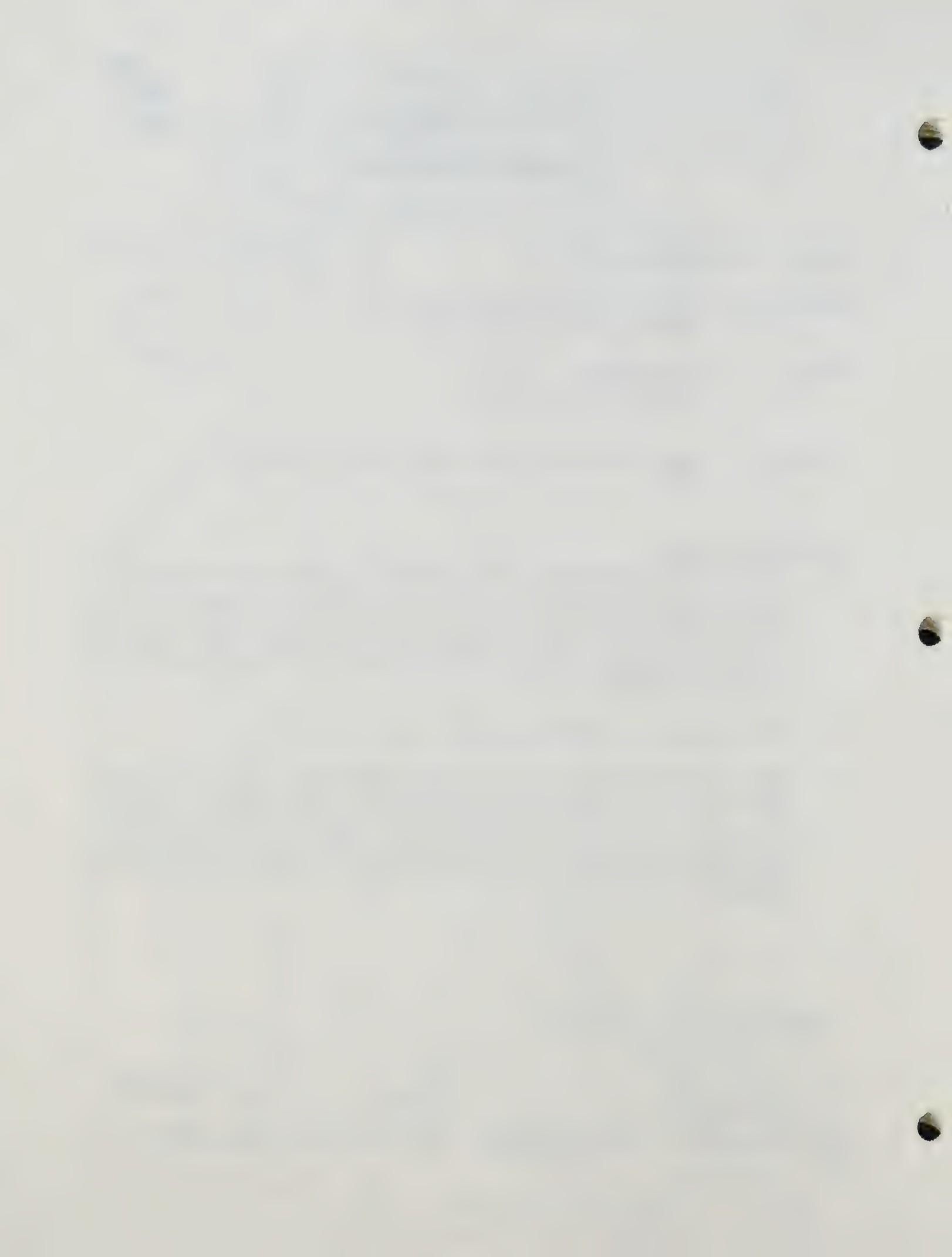
T. Bradley, Manager of Purchasing



J.G. Pavelka, Chief Administrative Officer



Tom Jackson
Chairman, Parks & Recreation Committee



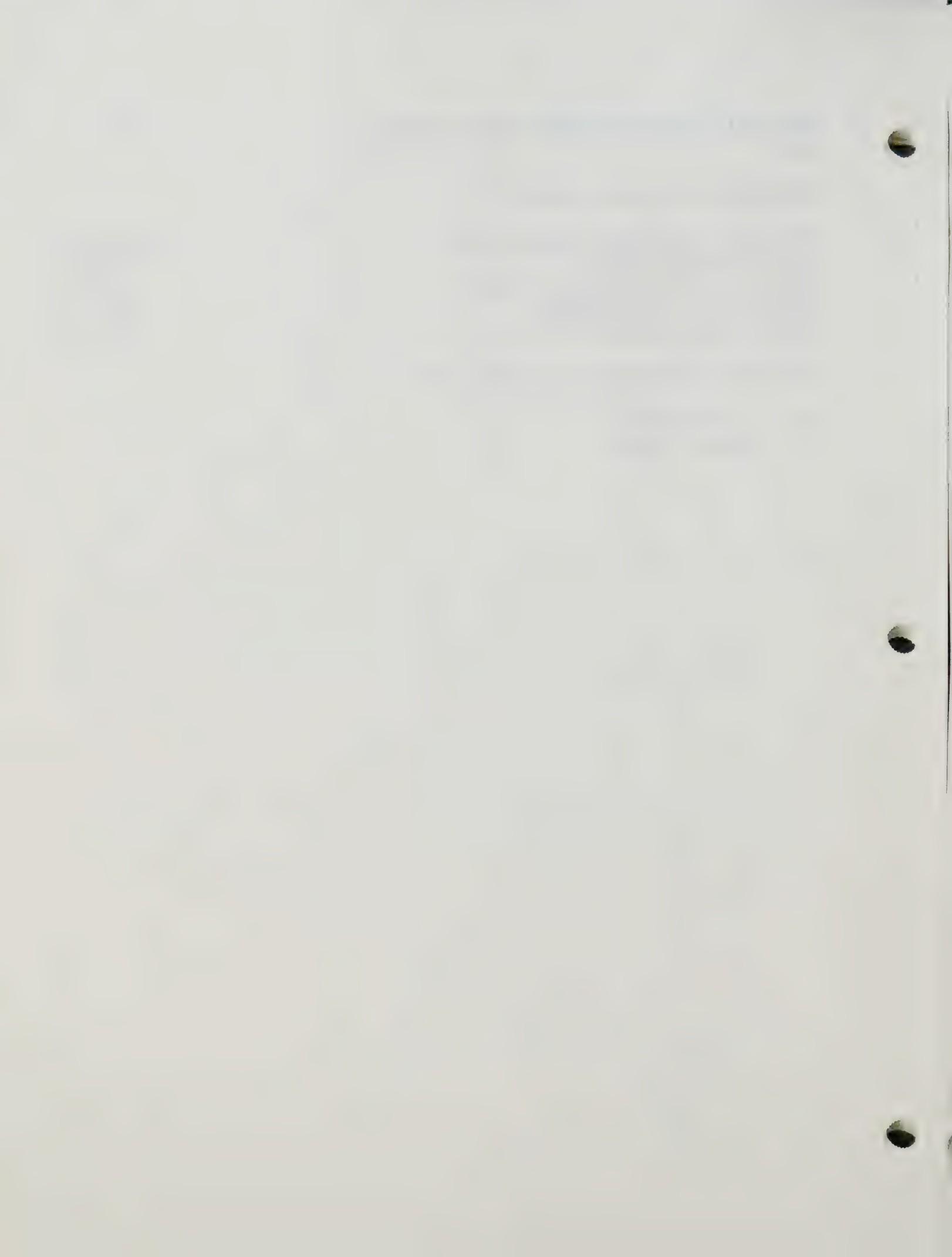
FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Proposal Analysis

Bermingham Construction Limited, Hamilton	\$129,959.00
Attic Mechanical, Hamilton	147,378.00
Peninsula Fence & Landscaping, Thorold	150,374.60
McKeil Marine Limited, Hamilton	159,271.65
Fraser & Lyall Restoration, Toronto	205,521.70

Above prices include all taxes and contingencies.

c.c. Law Department
Accounts Payable



CA4 ON HBC AOS

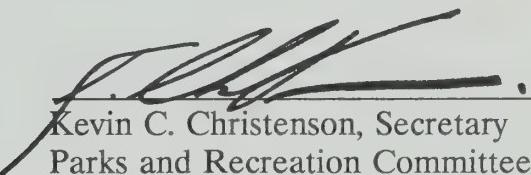
CSIP!
1993 -J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4TEL: 546-2700
FAX: 546-2095**NOTICE OF MEETING****PARKS AND RECREATION COMMITTEE**

Tuesday, 1993 January 19
9:30 o'clock a.m.
Room 233, City Hall

*The Urban Municipal Collection
 2nd Floor
 Hamilton Public Library*



Kevin C. Christenson, Secretary
 Parks and Recreation Committee

AGENDA**1. DIRECTOR OF CULTURE AND RECREATION**

Professional Basketball Summer League at Mountain Arena - Mr. T. J. Stepien

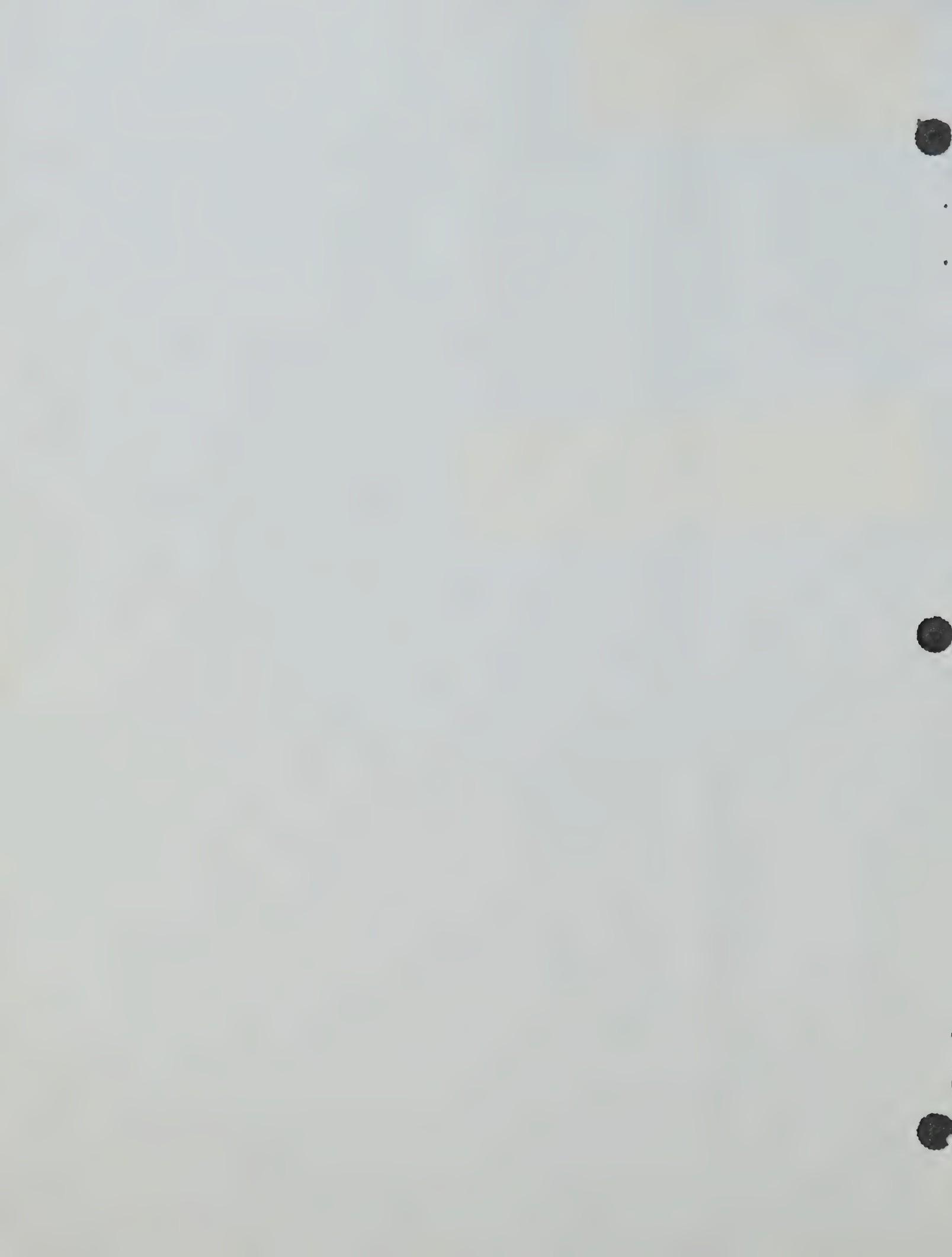
**2. DIRECTOR OF PROPERTY,
 DIRECTOR OF CULTURE AND RECREATION, MANAGER OF PURCHASING**

New West Mountain Twin Pad Arena

(a) **Delegations**

- i. Mr. A. Robertson
- ii. Mr. B. Aikman, Past President Hamilton Minor Hockey Council (No Copy)
- iii. Ms. D. Lester, West Mountain Association (No Copy)
- iv. Mr. C. Ward, Representative, Hockey League (No Copy)
- v. Mr. G. Harrison, Men's Hockey League (No Copy)
- vi. Mr. B. Ruttlidge, Figure Skating (No Copy)
- vii. Mr. D. Smith, Hockey School (No Copy)
- viii. Mr. P. Saresky, Sports Council (No Copy)
- ix. Mr. E. Hildebrant, Technical Development (No Copy)
- x. Mr. D. Barret - Sledge Hockey League (No Copy)
- xi. Mr. B. Hunt, Hub League (No Copy)
- xii. Mr. C. Gibson, Ringette Vice-Chairman, Sports Council (No Copy)
- xiii. Mr. E. Lalla

(b) **Construction Contract Ad-87-009**



3. **ADOPTION OF THE MINUTES**

- (a) Minutes of the meeting held 1993 January 5
- (b) Minutes of the meeting held 1993 January 12

4. **DIRECTOR OF CULTURE AND RECREATION**

- (a) Hamilton Cardinal Baseball Club
- (b) Winterfest Programs 1993

5. **DIRECTOR OF PUBLIC WORKS**

- (a) Gore Park
- (b) West Harbourfront Development Study

6. **SECRETARY, ARTS ADVISORY SUB-COMMITTEE**

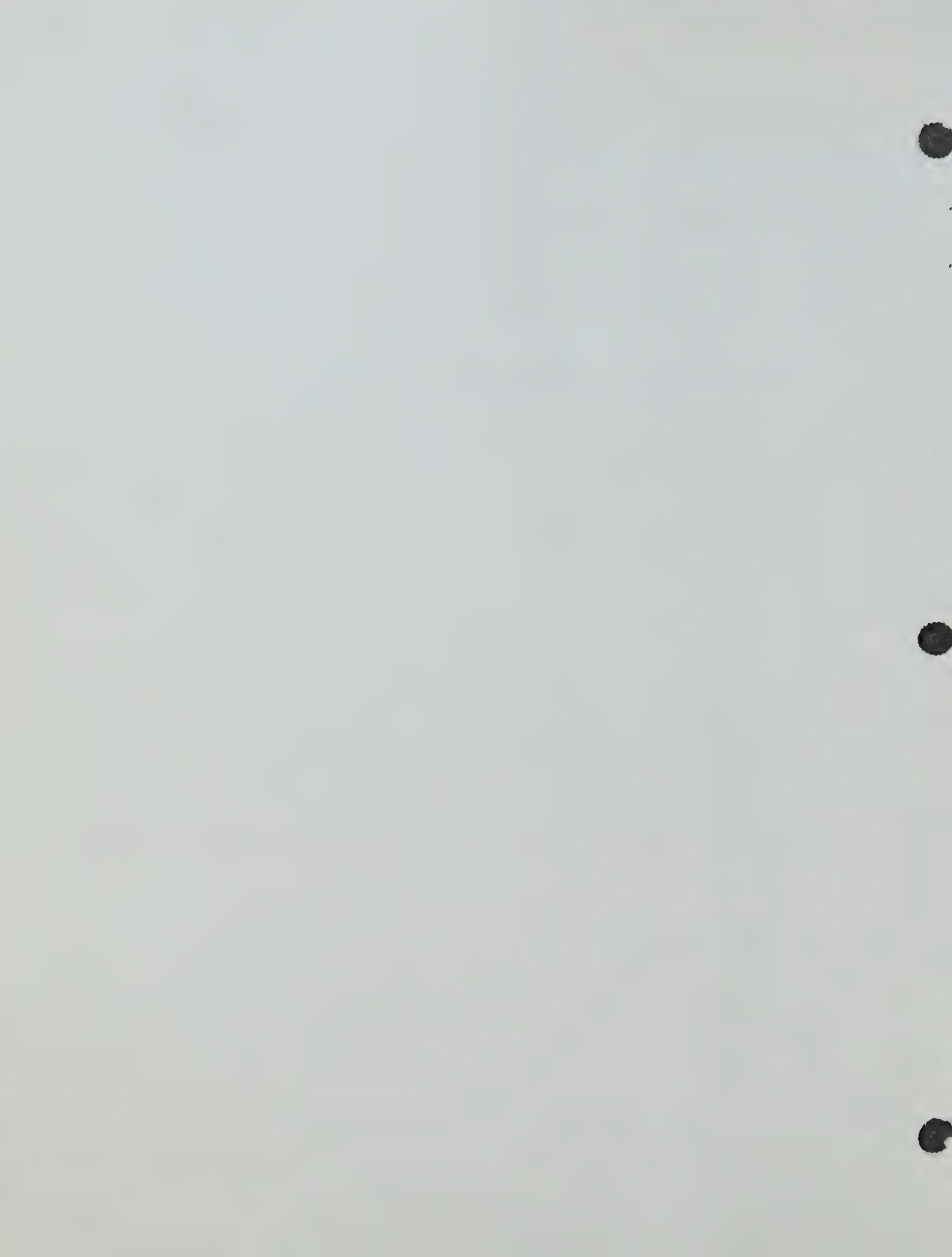
Petitioning by the Province for an increased Federal Funding Allocation for the C.E.I.C. Job Strategies Programme for Training of the Arts Sector

7. **SECRETARY, PARKS AND RECREATION CITIZENS' ADVISORY SUB-COMMITTEE**

Arenas Feasibility Study

8. **OTHER BUSINESS**

9. **ADJOURNMENT**

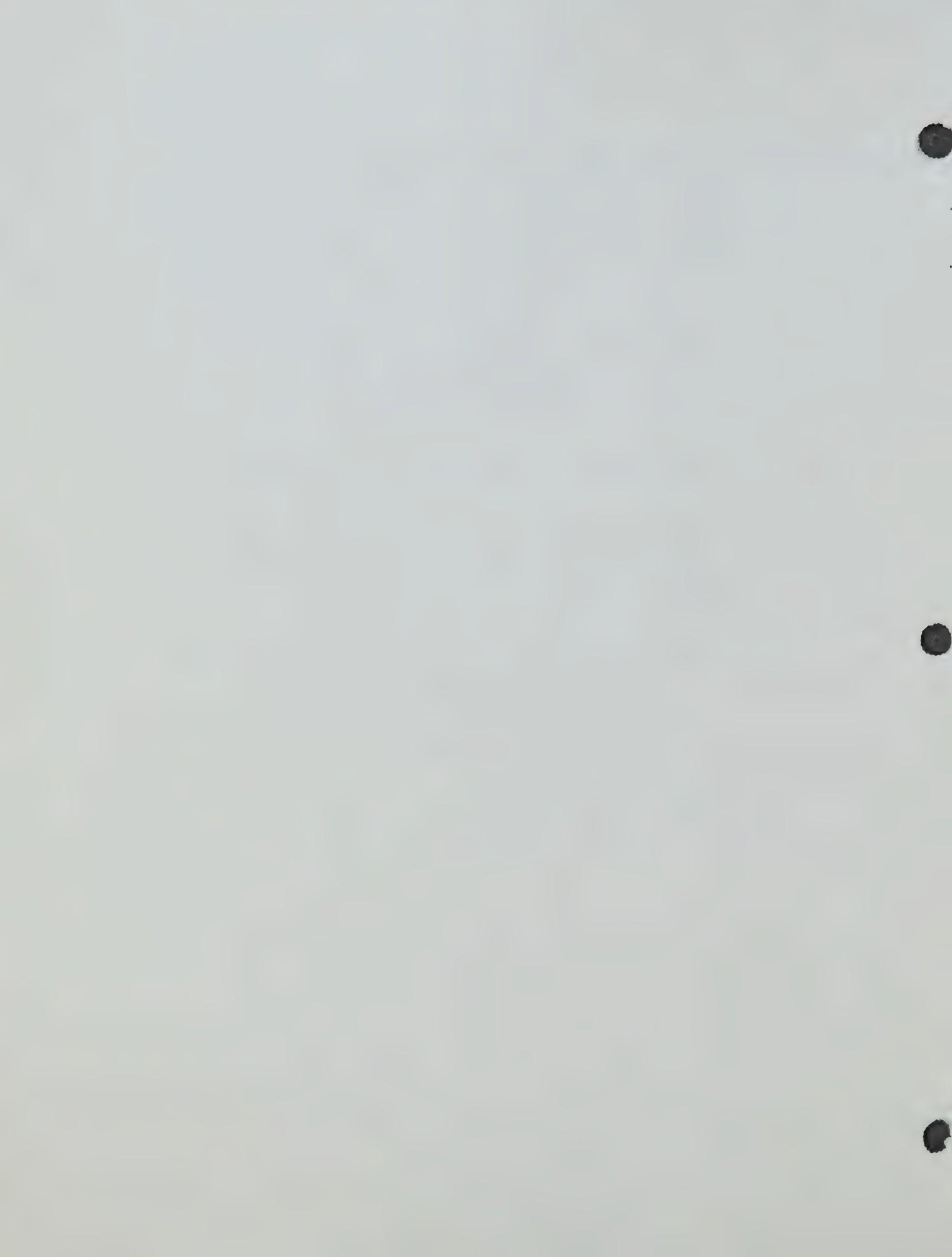


OUTSTANDING ITEMS - PARKS AND RECREATION COMMITTEE

	<u>Item</u>	<u>Original Date</u>	<u>Action</u>	<u>Status</u>
1.	Indoor Bocci Courts	1991 Sept. 17	Director of Culture and Recreation and Manager of Parks	Prepare Report
2.	Buttermilk Falls Parking Lot Alterations	1992 Sept. 22	Director of Public Works	Report Back
3.	Process to Reduce Illegal Dumping in Parks and and Open Space	1992 Sept. 22	Director of Public Works	Report Back
4.	Cemetery Operating Hours	1992 October 6	Director of Public Works	Report Back
5.	Amendment to Encroachment Agreements	1992 July 21	Director of Property	Report Back
6.	Location of Dr. Victor Cecilioni Memorial	1992 December 1	Ald. T. Cooke	Report Back
7.	Non-Residents User Fees Ivor Wynne Stadium	1993 January 5	Director of Culture and Recreation	Report Back

Kevin C. Christenson, Secretary

1993 January 14



1.

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 January 14

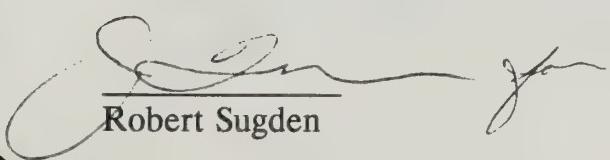
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Pro Basketball Summer League at Mountain Arena

RECOMMENDATION:

- a) That an agreement between the City of Hamilton and T.J. Stepien Enterprises, satisfactory to the City Solicitor, be approved for the operation of a professional basketball team franchise at the Mountain Arena for a trial period May - August 1993 (following the Kilty B season), subject to terms and conditions whereby T.J. Stepien Enterprises agrees to:
 - i) Event charges of \$1,000.00 per game for facilities and support staff, payable on Game Day.
 - ii) Concession charges of 35% of gross after applicable taxes, payable weekly.
 - iii) Apply for and comply with Provincial Licensing for beer sales.
 - iv) Acquire comprehensive insurance policy with accident and liability coverage which names the City of Hamilton as third party.
 - v) Cover the financial costs for floor and backstops available from Copps.
 - vi) 50% revenue sharing for on site parking with local service club (\$2.00 per car).
- b) That the City of Hamilton will provide facilities, box office, office space, support staff and marketing assistance through arrangements with the Director of Culture and Recreation and co-ordinate floor acquisition with H.E.C.F.I.
- c) That the Department of Culture and Recreation co-ordinate arrangements with the Hamilton Lacrosse Association for other suitable facility use for regular games and practices and assist with the hosting of tournaments.


Robert Sugden

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

BACKGROUND:

Although initial discussions included the use of Copps for the team, in consultation with the former Skyhawks, the close environment and crowd atmosphere is more desirable for a summer league with target attendance of 2,500 fans. Mr. Stepian can comment on the league make-up and the proposed schedule for 1993.

Mr. Ted Stepien and his staff have visited the Mountain Arena and find the facility suited to the needed accommodation. He has shown strong support to work with the community and the involvement of a local service club, community youth basketball programs and the public-at-large which has been topics of planning. A family environment and affordable ticket prices has been an important consideration of the financial development.

The anticipated city revenues from the home games will be approximately \$40,000. if two home games per week are played during May - August. This is made up of facility rental and concessions.

Although the Hamilton Lacrosse Association does not have a Junior team, the minor program serves approximately 500 youths. In 1992, games and practices were played at Mountain, Rosedale and Inch Park. The lacrosse rental charge is \$17.50 per hour and usually in four hour blocks. The total revenue has been \$5,580. including G.S.T. in 1992 from April to September.

Alternate facility use may reduce the lacrosse costs by providing access to Scott Park, Inch Park and other arenas without staff coverage costs. Mr. Ray Polawski has met with the Department and it is not with misgivings that loss of some use of the Mountain Arena has been received, if this program is approved. Every effort will be made to support games and practices at Mountain and other arenas. Tournaments such as the Super Series, Challenge Cup and Paper Weights will be negotiated to include feasibility of support and use at Copps through H.E.C.F.I. The Tournaments would attract larger crowds than the limit numbers for regular season activities.

A youth basketball camp and clinic program would be well received especially in light of the program cancellation resulting from the school caretakers strike this year. It would be co-ordinated with existing sport camps.

BS:mp

CORPORATION OF THE CITY OF HAMILTON

2.1ax(i)

MEMORANDUM

RECEIVED

JAN 13 1993

TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

CITY CLERKS

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: CORRESPONDENCE FROM
COUNCIL MEETING OF JANUARY 12, 1993

DATE: 1993 January 13

Attached please find a copy of letters dated January 5 and 8, 1993 from Mr. A. Robertson, respecting the West Mountain Twin Pad Arena which City Council at its meeting held January 12, 1993 referred to the Parks and Recreation Committee.

att.

240 Bendamere Ave.,
Hamilton, L9C 1P5
Telephone 389-4509
Jan 5, 1993

Corporation City of Hamilton
City Hall, Hamilton

Attention Mr. J.J. Schatz, City Clerk

Re: Next Council Agenda

Dear Mr. Schatz

I am enclosing a letter, with an addenda, to Council.

Will you please be good enough to place these documents in the Council Agenda, for Council's public attention and action at their next meeting January 12th. 1993.

Thank you



Andy Robertson

JAN 05 1993
of

240 Bendamere Ave.,
HAMILTON, L9C 1P5
Tel 389 - 4509
Jan 5, 1993
389 - 4509

Corporation City of Hamilton
City Hall, HAMILTON
L8N 3T4

Re: West Mountain Twin Pad

Mayor Morrow, Members of Council

The delay in the construction of the Twin Pad gives you an ideal opportunity to review all of the facts relating to its need.

I say all because I know that many of the facts which I'm passing on to you now, have never been presented to you in this fashion, many not at all.

The few minutes it takes to review them could be the most valuable minutes you can give to the hard pressed taxpayers of this beleaguered City.

There are not many details and they are in point form for quick review. All are taken from independent sources and have been checked and cross checked. Everything is supported by third party sources. If you don't have it, I'll be happy to provide it.

Now here's an offer you can't refuse:

"If after reviewing the facts you are convinced, TO YOUR SATISFACTION, they are not supportable, I will volunteer to work seventeen hours for the public service group of your choice, FOR EACH OF THE POINTS you find fault with"

Let's face it a subsidy in excess of \$31,000 each week to less than 3,500 of our young people is disastrous. Just think what would happen if the other 75,000 young people demanded equal treatment. The result would be a staggering \$662,000 per week. Think of how many civic jobs that amount could save.

We simply can't afford to let this ridiculous situation go on. The system is out of control and to continue in the same way is to seek bankruptcy. It's time to put a stop to it now.

This community is going through very hard times, much different than when you first considered this MULTI MILLION DOLLAR discretionary project. That alone should encourage you to reconsider the whole thing.

The interest payments (well in excess of SEVEN HUNDRED THOUSAND DOLLARS - each year) will not create one single, badly needed, local job. Neither will the ONE AND A HALF MILLION DOLLARS annual debt servicing charges.

If there ever was a time when discretionary spending should be reviewed surely this is it. The news outlets are filled with stories of real need, not for extra recreational facilities but the real and essential stuff of life, food - clothing - shelter - jobs.

With all of the budget problems you have surely you would insist on projects which are essential and would help relieve the disastrous situation we now find ourselves in, not add to it. I'm sure you will have the support of the hard pressed citizens of this City if you keep spending to only the bare essentials and put off any extras until happier times return.

Tenders have not yet been let. There is still an opportunity for you to take the time to review the situation. I hope for the greater good, you will do so.

A handwritten signature in black ink, appearing to read "Andy Robertson".

Andy Robertson

POPULATION: Statistic Canada figure show, the Population of Hamilton has remained relatively stable during the past twenty years

1971...309,270 1976...312,003 1986...306,728 1991...318,505

City planners predict it will continue so for the next thirty.

1996...312,555 2001...312,545 2006...310,690 2021...338,250

A 9.3% increase in fifty years is hardly a population explosion

1971...309,270 2021...338,250

We do have to prepare for a decline in the age groups who are the principal users of ice time, those under the age of twenty.

1971...109,105 1991...78,430 2021...66,707

A decline of 42,398 or 38.8%

*

USERS OF ICE TIME:

"...It is evident that the city arena function is primarily in support of youth activities with at least 80% of prime time used for these activities..." Cummings Cockburn Feasibility Study, 1989

"...Traditional arena programmes are oriented towards children and youths. The aging population means that the demand for minor hockey and other youth-oriented ice activities may not be as strong because there will not be as many youths..." City of Hamilton Culture and Recreation Master Plan, 1984

*

ARENA/USER RATIO: In 1971 there were six Municipally operated arenas. In 1991 there were nine (not including Copps) and one Private operation, with two ice surfaces.

YEAR	ICE SURFACES	USER GROUP POPULATION	RATIO
1971	6	109,105	1:18,184
1991	9 (City)	78,430	1:8,714
2021	9 (City)	66,707	1:7,412

The ratio of arenas to user age groups has changed dramatically over the past twenty years.

It will continue to improve for the next thirty years. Without considering the private ice and:

WITHOUT BUILDING ANOTHER ARENA

ARENA ATTENDANCE:

Attendance at City Arenas has declined every year

1984/85	344,433	1988/89	315,009
---------	---------	---------	---------

A decline of 29,424 or 8.5%

Attendance at minor hockey has declined almost three times as fast

1984/85	154,022	1988/89	117,271
---------	---------	---------	---------

A decline of 36,751 or 24%

*

HOCKEY REGISTRATION:

The number of players registered to play hockey has declined Nationally, Provincially and locally.

The Ontario Minor Hockey Association (OMHA) reports declining membership

	TEAMS	PLAYERS	PER TEAM
1976/77 (RECORD YEAR)	9,408	153,571	16.34
1988/89	6,136	86,467	13.95

A decline of 67,104 or 43.6%

The CAHA reports declining Canadian registration

1981/82...	466,565	1986/87...	432,314	1990/91...	401,482
------------	---------	------------	---------	------------	---------

A decline of 65,083 or 13.9%

There has been a decline in local participation

	RECREATION	TRAVEL/HUB	TOTAL
1982/83	3,639		
1985	3,373	1,149	4,522
1988	3,122	816	3,840
1991	2,799	709	3,498

The number of teams took a corresponding drop during the same periods

	RECREATION	TRAVEL/HUB	TOTAL
1985	228	77	305
1989	196	43	239
1991	195	43	238

*

SYSTEM CAPACITY:

With a reasonable number of hockey players per team, the present system is capable of absorbing in excess of 400 more players (10%) each season, without increasing the number of teams or the hours allocated.

Because vacancies exist every year, non city residents are invited and accepted to play on Hamilton teams and ice.

*

ARENA CAPACITY:

None of the present arenas reach their potential capacity more than once week each year. Some never do.

*

INCOME/EXPENSES:

From the outset estimates of both construction costs and operating revenue have been bandied about in a most reckless fashion. Figures are providede to suit the circumstances. Committee and Council meeting minutes and other documents give ample evidence of this.

Cummings Cockburn Five Year Pro Forma is inaccurate, the income stream unattainable. The West Mountain Twin Pad will have an Operating Deficit in it's first year in excess of \$250,000. It will continue to climb each year.

Svedas/Koyanagi Architect construction cost estimates leave much to be desired. Their operating cost estimate was rejected entirely by the OMB hearing oficers.

According to local private operators, the estimates of operating costs are a "...flight of fantasy and nonsensical..."

*

CITY POLICY:

"...League make-up must include a minimum of 4 teams per division or play inter-rink..."

"...No team shall operate below 12 registered players..."

"...non residents will not be subsidized but require to pay a non-subsidized rate..."

Because of a shortage of players these rules are broken routinely and consistently.

"...The primary focus for the department should be to respond to the recreational amateur activity facility requirements before those of the elite..."

"...The Department's primary responsibility should be towards supporting a range of sports activities at a recreational level. the more advanced a sport becomes in terms of skill level, training and specialized facilities required, the less support the Department should offer..."

This policy is routinely ignored, 'elite' players are given more time and greater subsidies than are 'recreational' players

*

ICE TIME COSTS:

It costs more than \$120 to create one hour of winter ice time. If all direct costs are factored in the cost would likely exceed \$160 per hour. Summer ice is much more expensive to create.

*

CITY SUBSIDY:

In 1991/92:

The City subsidized a 'for profit' privately held corporation to the tune of at least \$25,000. It continues to do so and it shouldn't.

HMHC members received a total subsidy of not less than

\$30,911 per week, an average of \$8.83 each player - each week

Recreational Minor Hockey to the tune of

\$21,952 per week, \$7.87 each player - each week

Hub players at the rate of

\$5,389 per week, \$11.95 each player - each week

AA and AAA players at the rate of

\$3,570 per week, \$13.84 each player - each week

*

ICE ALLOCATION:

The HMHC 88/89 wish list, for all levels, was 356 hours weekly.

The allocation of ice time for Minor Hockey has more than doubled in one year

1990/91 233 hours weekly 1991/92 492 hours weekly

*

RINK CLOSURES:

Locally, six sheets of privately owned 'winter' ice have closed - lack of demand.

Two additional sheets of 'summer' ice have closed - lack of demand.

*

The number of available, unused, Prime Time ice time is increasing every year.

*

SUMMER ICE:

The Canadian Amateur Ice Hockey Association is opposed to Summer Hockey.

"... I don't think kids should play summer hockey - they should be out playing soccer..." Murray Costello president CAHA.

"...Summer hockey players are not protected by Canadian Amateur Hockey insurance, chairman Ed O'Doherty says..."

"...The CAHA has made a philosophical statement by their vote" said Cliffe Philips, chairman of the Ontario Hockey Federation...They don't agree with summer hockey (because they believe it burns out young players)..."

Why then are we building summer ice for Minor hockey ?

*

SEATING CAPACITY:^{*}400

Two (or even one) 666 seat spectator galleries are away out of line.

With very rare exceptions

The Kilty B's never use that many.

The Hub teams will never use that many.

The AA/AAA's will never use that many.

The Rec teams will never use that many.

*

*Amendment as per Andy Robertson as noted by the City Clerk at the City Council meeting of 1993 January 12

HIDDEN COSTS:

The Chedoke Health Corporation are in the process of subdividing the land to the rear of Chedoke Hospital. In the normal scheme of things they would be required to build the roads and other infrastructure at their cost. These facilities would have to be of a certain standard and would cost well in excess of 1.5 MILLION DOLLARS. As a condition of receiving the Arena Lands for 'free' the City accepted the road allowance - as is. The cost of \$450,000 to 'improve' is patch work only, window dressing, which would not have been acceptable from Chedoke. The net result is that Chedoke did alright out of it but the taxpayers lost improvements of over

ONE MILLION AND A HALF DOLLARS

A direct and additional cost to facilitate getting another arena.

*

ROAD CONFIGURATION:

The present access to the Arena site is very poor. Try it yourself. I spoke with four Roadway engineers, one from the City, the kindest that was said about the design is that "...it would not be the design of choice..." It may have been expedient for the City, and incidentally beneficial to Chedoke, but it can hardly be said to be in the best interest of Hamilton taxpayers. As traffic increases, as inevitably it will, chaos will be the order of the day.

*

JAN 08 1993

240 Bendamere Ave.,
HAMILTON, L9C 1P5
Jan. 8, 1993
389 - 4509

Corporation City of Hamilton
City Hall, HAMILTON
L8N 3T4

Re: West Mountain Twin Pad

Mayor Morrow, Members of Council

Yesterday's Spectator said"...the lowest construction tender was \$300,000 over budget..." That is just not so. It is \$2,550,000 over.

The budgeted amount of \$9,668,000 for the Twin Pads contains provision for a 'Net Building Cost' of \$5,700,000. The remaining \$3,968,000 is for other items, many of which have nothing do with the tender you may now be dealing with.

All of the documentation is attached to this letter and can be summarised as follows.

From the Svedas Koyanagi Feasibility Study dated November 1, 1990:

Net Building cost		\$5,700,000		\$5,700,000
Site Work Allowance			\$650,000	650,000
Design Contingency	10.0%	570,000	65,000	635,000
Escalation to 03/91	2.5%	157,000	18,000	175,000
Post Contract change orders	5.0%	321,500*	36,500*	358,000
March 1991 Budget		\$6,748,500	\$769,500	\$7,518,000
Additional 1 year delay	5.0%	\$ 337,500*	\$ 38,500*	\$ 376,000
March 1992 Budget		\$7,086,000	\$808,000	\$7,894,000

No allowance has been made for the following:

- (a) Land Costs
- (b) Professional Fees and expenses
- (c) Owner's Administrative and Financing Costs
- (d) Loose Furniture and Equipment
- (e) Scoreboards and Zamboni

* Rounded off

Memo from E. C. Mathews (former Treasurer), November 7, 1990

1.	<i>Construction Cost as per Feasibility Study</i>	\$7,894,000
2.	<i>Other Project Costs:</i> <i>(Consultants Fees, Permits, Furniture and Equipment,</i> <i>Contingency, etc).....</i>	\$1,324,000
3.	<i>Chedmac Drive improvements as per estimate from</i> <i>Regional Engineering.....</i>	<u>\$ 450,000</u>
TOTAL PROJECT CLASS 'C' ESTIMATE.....		\$9,668,000

As you can clearly see, of the budgeted figure of \$9,668,000 only

\$7,086,000 is set aside for 'Net Building Cost'

Factored to reflect inflation/the passage of time to March 1992

The Brad Scot Bid of \$9,641,000 is

\$2,555,000 or 36% over budget

You could take the view (unreasonable in my view) that it is only over by items 2 and 3 above, \$1,324,000 + \$450,000 = \$1,574,000

With such a significant difference, The P&R Committee resolution of January 5 1993 is regrettable.

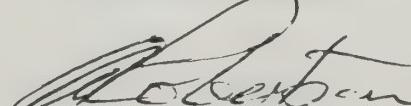
If you continue, one of two things must happen:

1. The design changes would have to be so dramatic as to make the original concept (approved by Council) unrecognizable. In which case I believe you would want to reconsider the design and the possibility to re-tender, or delay/cancel the project.
2. The funds set aside for other parts of the project would have to be diverted to the building cost. In which case these essential elements would not be completed, or as an alternative, the additional funds would have to be appropriated or hidden in some other account.

Clearly you have little choice. The entire project has to be reconsidered. If you do so, I trust you will consider the facts contained in my letter to Council, which will be on the Agenda for your meeting of January 12, 1993. A copy of it is attached.

The Architect who designed this must have been aware of the budgeted amount. What kind of expertise are we getting and paying for? Considering everything connected with this project, we have been poorly served since the beginning.

Andy Robertson



COST CONSULTANT'S REPORT

Following the preliminary budget exercises of October 12, 1990, further refinements to the schematic proposals have been carried out and confined to two schemes now known as Schemes 1 & 2, as outlined in the Architect's sketches included in another section of this report.

Costs have been allocated to each scheme using updated historical cost data from similar buildings, as well as some actual measurement and pricing for the schemes as proposed. Due to the fact that after the previous studies, the costs per square foot of each scheme were virtually identical, and that the gross floor area for both would measure 76,000 SF, the budget allocations would apply to both Schemes 1 & 2 as follows:

Net Building Cost		
76,000 SF	@ \$75.00/SF	\$5,700,000
Site Work	Allowance	\$ 650,000
Design Contingency	10.0%	\$ 635,000
Escalation to 03/91	2.5%	\$ 175,000
Post Contract Change Orders	5.0%	<u>\$ 358,000</u>
March 1991 Budget		\$7,518,000
Additional 1 Year Delay	5.0%	<u>\$ 376,000</u>
March 1992 Budget		\$7,894,000

No allowance has been made for the following:

- (a) Land Costs
- (b) Professional Fees and Expenses
- (c) Owner's Administrative and Financing Costs
- (d) Loose Furniture and Equipment
- (e) Scoreboards and Zamboni

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

1. Construction Cost as per Feasibility Study \$7,894,000.00
2. Other Project Costs:
(Consultants Fees, Permits, Furniture and Equipment,
Contingency, etc.) \$1,324,000.00
3. Chedmac Drive Improvements as per estimate from
Regional Engineering \$ 450,000.00
- TOTAL PROJECT CLASS 'C' ESTIMATE \$9,668,000.00
4. Funding approved in previous Capital Budget
for Twin Pad Arena \$7,600,000.00
5. Less funds allocated from above for Mountain Arena
Twinning \$2,011,590.00
6. Balance of funds already approved in Capital Budget
for Twin Pad Arena \$5,588,410.00
7. Total from 3. above - to complete \$9,668,000.00
Total from 6. above \$5,588,410.00
Additional Funding required to complete Twin Pad
Arena \$4,079,590.00
8. The Feasibility Study has identified an estimated
annual operating cost for the Twin Pad Arena of
\$450,000.00, which includes staffing requirements,
utilities and maintenance.

BACKGROUND:

1. The West Mountain Twin Pad Arena Working Committee has expeditiously completed all three major tasks related to this project,
i.e. Land Contract, Chedmac Drive Estimate, and Building Concept
and Estimate.
If City Council approval is received, OMB approval will be sought in
1990, thus allowing the project to start construction in 1991. Timing of
the OMB approval will determine the final schedule.

Page 2 of a "Recommendation" from E.C. Mathews
(City Treasurer) to the Finance & Administration Committee
November 7, 1990

THE ONTARIO MUNICIPAL BOARD

APPLICATION TO THE ONTARIO MUNICIPAL
BOARD FOR CAPITAL EXPENDITUREFOR BOARD USE ONLY
DATE APPLICATION RECEIVED
ACKNOWLEDGED:FOR BOARD USE ONLY
FILE NO. E

(PLEASE TYPE OR PRINT)

1	APPLICANT The Corporation of the City of Hamilton 6.0 Ministry, School Board, Conservation Authority, Ministry of the Environment	DATE OF APPLICATION Nov. 22, 1990
TYPE OF UNDERTAKING Construction of an Arena; road improvement		
2	OWNERSHIP OF LANDS INVOLVED The Corporation of the City of Hamilton	
3	STATUTORY AUTHORITY FOR THE APPLICANT TO PROCEED WITH THE UNDERTAKING The Municipal Act, R.S.O. 1980, c. 302, s. 290(57); s. 298(1)	
4	STATUTORY AUTHORITY FOR THE ONTARIO MUNICIPAL BOARD APPROVAL The Ontario Municipal Board Act, s. 64	
5	INDICATE OTHER MUNICIPALITIES OR BODIES (IF ANY) PARTICIPATING IN THIS APPLICATION N/A	
6	IF OTHER APPLICATIONS ARE INVOLVED, QUOTE RELATED FILE(S) NUMBER(S) N/A	

DETAILS		
DESCRIPTION OF UNDERTAKING	ESTIMATED COST	AMOUNT OF DEBENTURES/ LONG TERM LIABILITIES
Construction of the new West Mountain Twin Pad Arena, including road improvement on Chedmac Drive	\$ 9,668,000	\$ 9,668,000
<u>Note 1:</u> Certified true copy of Section 26 of the 25th Report of the Finance and Administration Committee, adopted by City Council on November 13, 1990, attached.		
<u>Note 2:</u> Certificate of the Chief Planning Officer to follow.		
<u>Note 3:</u> Draft by-law attached.		
<u>Note 4:</u> Consent of The Regional Municipality of Hamilton-Wentworth to follow.		
<u>Note 5:</u> This is an application without notice or hearing.		
	TOTAL \$ 9,668,000	TOTAL \$ 9,668,000

FUNDING			
METHOD	DEBENTURES <input type="checkbox"/> \$ 89,668,000	TERM 20 YEARS	
CURRENT REVENUE	<input type="checkbox"/> \$ N/A	TERM YEARS	IN
SUBSIDIES	<input type="checkbox"/> \$ N/A	SOURCE	
OTHER	<input type="checkbox"/> \$ N/A	SOURCE	
RECOVERY	ALL OR PART BY IMPOSING SPECIAL RATE OR LEVY ON A DEFINED AREA	STATUTORY AUTHORITY	
	BY-LAW NO. N/A	AMOUNT \$	
	BY MILL RATE ON ALL RATEABLE PROPERTY	AMOUNT \$	
	FRONTAGE RATE N/A	AMOUNT \$	
UTILITY RATE N/A	AMOUNT \$		

9	I DECLARE THAT I HAVE CHECKED THE FOREGOING, ALL RELATED REQUIRED DOCUMENTS AND I SUBMIT THIS APPLICATION ON BEHALF OF THE APPLICANT.		
	<i>Spud Jor</i> SIGNATURE		
	POSITION Assistant City Solicitor		

FORM 1

RETRUN TO O.M.B.

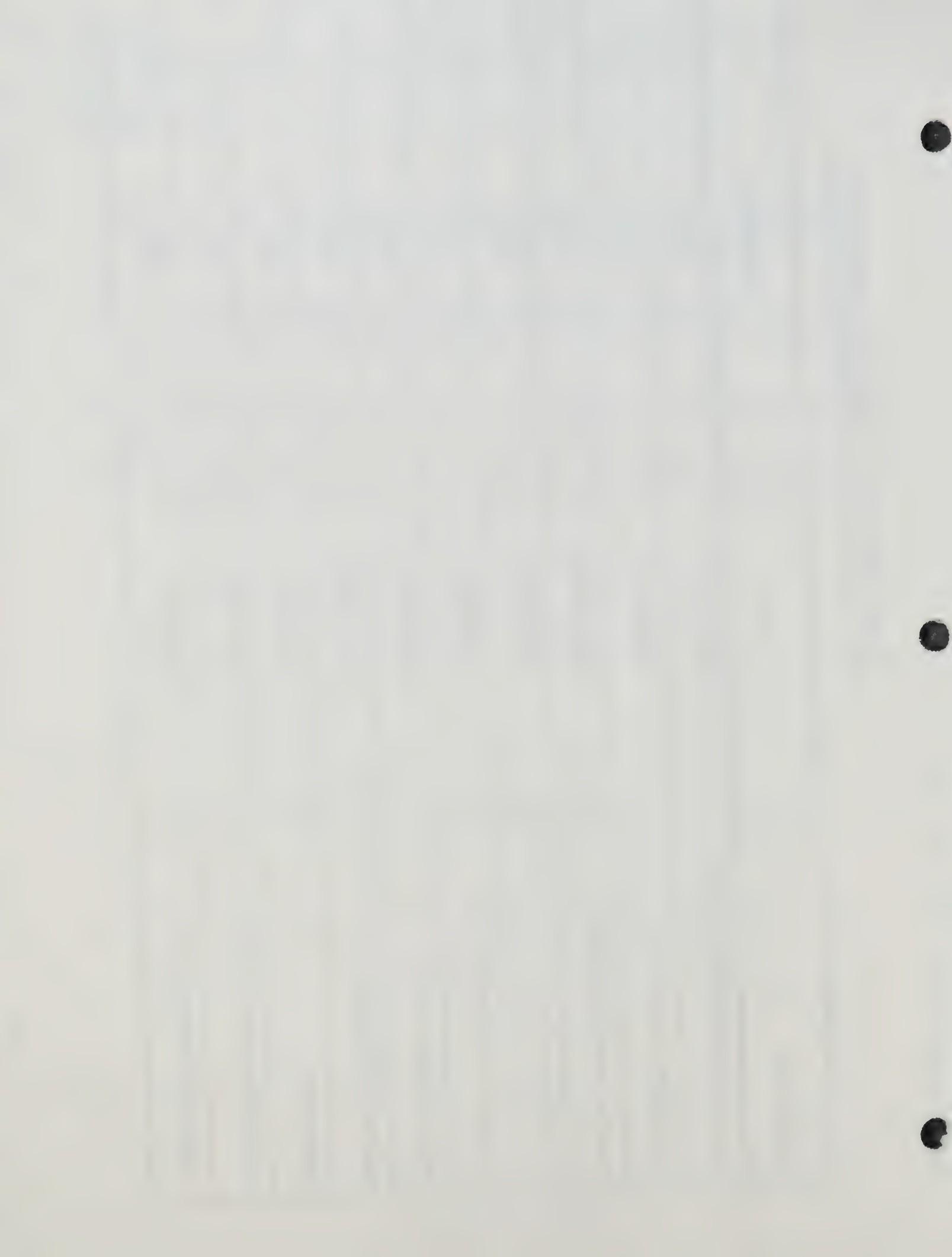
Draft

At its meeting held 1993 January 5, the Parks and Recreation Committee approved the following recommendation respecting the West Mountain Twin Pad Arena.

- (a) That the Parks and Recreation Committee strike a Sub-Committee to work with staff and Bradscot Construction Ltd. to bring the Twin Pad Arena Project into the approved Budget Amount and
- (b) That staff be directed to prepare a report on the projected annual operating cost of the Twin Pad Arena.
- (c) That a special meeting of the Parks and Recreation Committee be held prior to City Council 1993 January 12 to consider a construction contract for the West Mountain Twin Pad Arena.

REF ID: A5-38-92
 THE CORPORATION OF THE CITY OF HAMILTON
 WEST MOUNTAIN TWTN PAD ARENA, CHEDMAC DRIVE

TENDERER	BID	BONDING
BRADSCOT CONSTRUCTION LIMITED	\$ 9,641,000.00	YES
AROSAN ENTERPRISES LTD.	9,729,000.00	YES
WASSCON CONSTRUCTION INC.	9,750,000.00	NO
G. S. WARK LIMITED	9,890,000.00	YES
M. J. DIXON CONSTRUCTION LTD.	10,150,000.00	YES
BALL BROTHERS LIMITED	10,220,000.00	YES
BRADSL (1967) LIMITED	10,377,000.00	YES
CENTURY INC.	10,472,000.00	YES
DEMIX CONSTRUCTION LIMITED	10,527,730.00	YES
LANDMARK CONTRACTING LTD.	11,500,000.00	YES



2(a)(xiii)

January 11, 1993

Aldermen D'Amico and Ross
Ward 8 Aldermen
c/o 71 Main Street West
Hamilton, Ontario
L8N 3T4

Re: Parks and Recreation Committee

Dear Sirs:

I would very much like to appear as a delegation at the next meeting of the Parks and Recreation Committee to discuss the new Bocce Ball Court/Twin Pad Arena on the West Mountain.

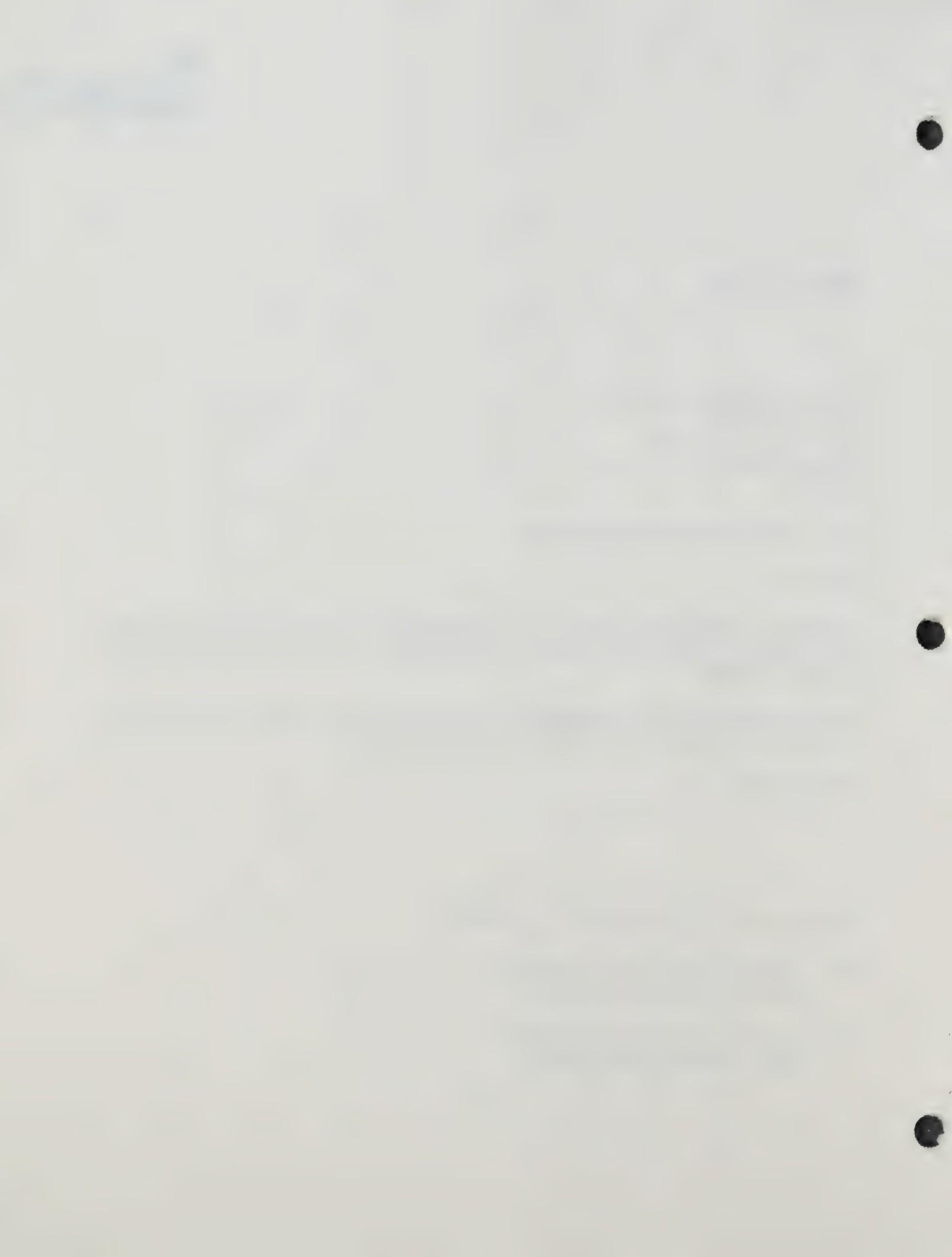
Please advise as soon as possible the date and time of the meeting at which I am to appear. Thank you kindly in advance for your assistance.

Yours very truly,

Eugenio Lalla 

cc: Alderman Tom Jackson, Chairman
Parks and Recreation Committee

cc: Mr. Kevin Christensen, Secretary ✓
Parks and Recreation Committee



2(b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 January 14

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: D. W. Vyce
Director of Property

R. Sugden, Director
Culture and Recreation

T. Bradley, Manager, Purchasing
Treasury Department

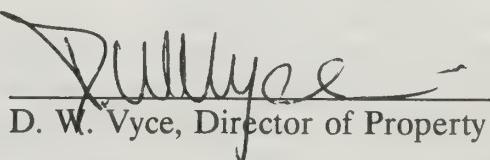
SUBJECT: New West Mountain Twin Pad Arena
Construction Contract AD-87-009

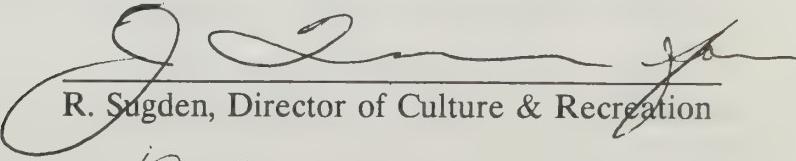
RECOMMENDATION:

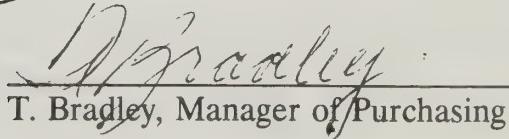
- a) That a purchase order be issued to Bradscot Construction Limited, 144 Bullock Drive, Markham, Ontario in the amount of \$8,477,532.00 for the construction of the New West Mountain Twin Pad Arena, 91 Chedmac Drive, Hamilton, Ontario.

This amount does not include the estimated amount of \$ 593,427.00 Goods and Services Tax (G.S.T.).

- b) That approval be given to enter into a contract, satisfactory to the City Solicitor, with Bradscot Construction Limited, 144 Bullock Drive, Markham, Ontario for the construction of the New West Mountain Twin Pad Arena, 91 Chedmac Drive. The contract amount will be \$8,477,532.00.
- c) That the Mayor, and the City Clerk execute the contract on behalf of the City.


D. W. Vyce, Director of Property


R. Sugden, Director of Culture & Recreation


T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

1.	Total Approved Project Budget (Building and Site)	<u>\$9,218,000.00</u>
2.	Construction Contract Amount	<u>\$8,477,532.00</u>
3.	Bradscot Tender Bid	\$9,641,000.00
4.	Deduct Alternate and Revised Prices	\$ 670,041.00
5.	Deduct 7% G.S.T.	\$ 593,427.00
6.	Add Post Tender General Contingency	<u>\$ 100,000.00</u>
7.	Construction Contract Amount	<u>\$8,477,532.00</u>

BACKGROUND:

1. The contents of this Recommendation were discussed at a special Parks and Recreation Committee meeting on January 12, 1993. Information regarding the optional Multi-Purpose (Bocci) Room has been added under Item No. 8. The schedule under Item 7 has also been revised to early March 1994 for completion.
2. The tenders for the New West Mountain Twin Pad Arena closed on Thursday, December 17, 1992. The gross bids including G.S.T. were:

BRADSCOT CONSTRUCTION LIMITED	\$ 9,641,000.00
AROSAN ENTERPRISES LTD.	9,729,000.00
WASSCON CONSTRUCTION INC.	9,750,000.00
G.S. WARK LIMITED	9,890,000.00
M.J. DIXON CONSTRUCTION LIMITED	10,150,000.00
BALL BROTHERS LIMITED	10,220,000.00
BRADSIL (1967) LIMITED	10,377,000.00
CENTURY INC.	10,472,000.00
DEMIK CONSTRUCTION LIMITED	10,527,730.00
LANDMARK CONTRACTING LTD.	11,500,000.00

BACKGROUND:

Only two acceptable qualified tenders were received; Bradscot Construction Limited, and Arosan Enterprises Ltd. The City entered into discussions with the lowest acceptable bidder, Bradscot Construction Limited, to explore the savings that might be achieved through the Alternate and Revised prices. On January 5, 1993, the Parks and Recreation Committee authorized a Parks and Recreation Sub-Committee of three members (Chairman T. Jackson, Vice-Chairman D. Ross and Alderman T. Anderson) to review the budget with the City Team, and the Consultant Architects, Svedas Koyanagi.

This review was concluded at a special meeting on Friday January 8, 1993, and the savings that were identified totalled \$808,071.00. This total is comprised of reductions of \$670,041.00 to the contract amount and other identified savings of \$138,030.00. left in the contract's General Contingency Account which totals \$238,030.00, or 2.6% of the gross construction cost. This account is below the 5.0% standard practice, and must be controlled diligently to avoid a cost overrun.

3. As requested at a previous Parks and Recreation meeting, the Revenue and Operations/Maintenance projected annual budgets have been distributed by the Culture and Recreation and Property Departments respectively.
4. Although the Prime Consultants, Svedas Koyanagi have provided additional services (Outdoor Bocci, Multi-Purpose Room, etc.) their total fees will not exceed their original contract total of \$435,252.00 approved by City Council in January 1992. Their fees will be increased and a revision to their contract will be necessary if the optional Multi-Purpose (Bocci) Room is funded and approved.
5. The "Design" and "Construction Document" services of the Road (Chedmac Drive) portion of the Svedas Koyanagi (Phillips) Contract will be complete and ready for tendering in the spring of 1993. The construction contract for Chedmac Drive which was budgeted at \$450,000.00 (including Fees), will be the subject of a future report to the Parks and Recreation Committee, and the Transport and Environment Committee. The new sewer line to be developed by the Region will also be scheduled for the same construction period and will be submitted for approval separately.
6. Due to the implementation of Capitalization after this project's budget approval, the Architectural Division's Fees were not identified within the project funds. A potential offset for this item might be achieved in 1994 with the potential unexpended balances of the General and Project Contingencies, once the facility has been completed.
7. The project is scheduled to be built in 270 working days from the date the contractor commences work. Early March 1994 is the revised target for substantial completion. Commissioning of the buildings systems, and the move-in of furniture and equipment will require an additional two weeks.

8. The following information regarding the Optional Multi-Purpose (Bocci) Room has been included here as requested at the Special Committee meeting. The new funds required to build this optional wing to the Twin Pad Facility is \$569,000.00 not including G.S.T. This item is not included in the recommendation. The following is the breakdown.

.1	Bradscot Separate Price No. 1	\$513,000.00
.2	Consultant Architect's Fees	18,500.00
.3	Other Costs (Building Permit, Dept. of Labour, Cash Allowance, Printing, Staff Fees, Photos, General Contingency, F. & E., etc.).	<u>71,000.00</u>
.4	Sub-Total	\$602,500.00
.5	Subtract 7% G.S.T. TOTAL	<u>33,500.00</u> <u>\$569,000.00</u>

The Optional Multi-Purpose (Bocci) Room was the subject of an Information Report to the Committee in February 1992.

9. A perspective, and two models are available for viewing to clarify the scope of this significant ice facility.
10. Finally, we would like to thank the project team which consisted of well over one hundred dedicated members who contributed to the final design. A design that we believe Hamiltonians will be proud of for many years to come!!

RM/jn

c.c. D. W. Vyce, Director of Property
Bob Sugden, Director of Culture and Recreation
P. N. Johnson, City Solicitor
Allan C. Ross, Treasurer
Philip R.A. Hooker, Manager, Corporate and Litigation Services
T. Bradley, Manager of Purchasing
R. Meirs, Roads Project Manager, Public Works
S. Szegeczi, Project Manager of Design, Transportation/Environmental Services Group
R. Martiniuk, Manager Architectural Division
S. Chang, Senior Project Manager,

1993 January 12

Bradscot Construction Limited,
144 Bullock Drive,
Markham, Ontario
L3P 1W2

(Fax: (416) 798-7347 Faxed and Mailed)

Attention: Neil F. McLellan

Dear Sir:

Re: West Mountain Twin Pad Arena

As we agreed, the following list of Alternate Prices and additional cost savings are presented below for your final approval. The project team has reviewed the items and find them reasonable. There are however, a few items that are not clear as to scope and these are asterisked below. They will need further discussion, and a written description which will be added to the preliminary addendum attached. This should be completed before we execute the contract as previously agreed. Also please recognize, that the contract terms which include these changes require City Council approval before we can officially agree, and execute same. The revised contract amount is \$9,070,959.00 which includes a G.S.T. total of \$593,427.00 leaving a net total of \$8,477,532.00. The net total will be identified in the purchase order and the contract.

The following items are accepted, or accepted as noted by the project team;

ITEM NO.	APPENDIX/ ITEM	DESCRIPTION	TOTALS
1.	A/7	Stainless Steel Rails	\$100,000. +7%
2.	A/15	Banner Pole	2,300. +7%
3.	A/16	Metal Compartments	15,000. +7%
4.	A/18	Window Treatment	16,000. +7%
5.	A/21	Refrigeration	55,000. +7%
6.	B/6	Concrete Walks beside arenas (Alt. Price 10)	7,000.
7.	B/15	Epoxy Paint Finish (Alt. Price 15)	13,000.
8.	B/5	Front/Kalwal (Alt. Price 8a)	11,000.
9.	C/4	Revise Exterior Site Services Stds.	10,000. +7%
** 10.	C/8	Excavated Material	100,000. +7%

ITEM NO.	APPENDIX/ ITEM	DESCRIPTION	TOTALS
11.	C/10	Cash Allow 2 year maintenance	\$ 50,000.
12.	A/13	Reduce Paint Spec.	15,000. +7%
13.	C/6	Jumbo Brick	8,000. +7% **
14.	A/2	Progress Photos	3,500. +7%
15.	A/6	Sandblasting	9,000. +7%
16.	A/17	Washroom Access/chrome	6,000. +7%
17.	A/19	Recessed Floor Grilles	20,000. +7%
18.	B/4	Trellis (Arch. only) (Alt. Price 7)	24,000.
19.	B/3	Electrical Breakout 2,4, and 6 only (leave in 5 for \$3,000.)	20,000.
20.	A/9	Aluminium Finish	\$ 12,000. +7%
21.	A/10	Steel Windows to Aluminium	17,000. +7%
22.	A/22	Mechanical	59,000. +7%
**23.	A/23	Electrical (Dimmer Only)	50,000. +7%
24.		SUB-TOTALS	\$622,800. + \$ 34,846. G.S.T.
25.	Page 5	Bradscot Reduction 1.86%	\$ 11,584. + \$ 811. G.S.T.
26.		TOTALS	\$634,384. + \$ 35,657. G.S.T.
27.		TOTALS INCL. G.S.T.	\$670,041.00

** scope to be clarified in writing prior to contract execution
 +7% other items not marked +7% have GST already included

SUMMARY

1.	Tender Bid (incl. G.S.T.)	\$9,641,000.00
2.	Reductions Above (item 27)	<u>670,041.00</u>
3.	Sub-Total	8,970,959.00
4.	Post Tender Addition/ General Contingency	<u>100,000.00</u>
5.	Total Revised Contract Amount	<u>\$9,070,959.00</u>
6.	Revised Contract Amount (Net G.S.T.)	\$8,477,532.00
7.	Revised G.S.T. Amount	<u>593,427.00</u>
8.	Total Revised Contract Amount	<u>\$9,070,959.00</u>
9.	New General Contingency/Breakdown	
.1	Electrical	\$20,000.00 + \$1,400.00 G.S.T.
.2	Floor Finishes	30,000.00 + \$2,100.00 G.S.T.
.3	Washrooms 132B/141B	9,000.00 + 630.00 G.S.T.
.4	Alternate Roof	50,000.00 + \$3,500.00 G.S.T.
.5	Dasherboard System (C/1)	20,000.00 + \$1,400.00 G.S.T.
.6	Post Tender Addition	<u>\$100,000.00 + NIL G.S.T.</u>
.7	Total New General Contingency Account	<u>\$ 229,000.00 + \$9,030.00 G.S.T.</u>
10.	Cash Allowance Adjustment	
.1	Per Tender Bid	\$372,500.00
.2	Appendix/Item C/10 deducted	<u>50,000.00</u>
.3	Revised Cash Allowance Total	<u>\$322,500.00</u>
11.	Revised Cash Allowance	\$322,500.00
	New General Contingency (from Item 9.7 above)	<u>238,030.00</u>
	Total (Incl. G.S.T.)	<u>\$ 560,530.00</u>

Notes:

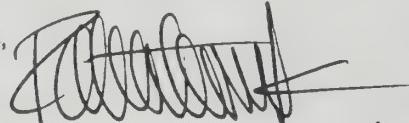
- (a) Prices and Scope for items 9.1 Electrical, 9.2 Floor Finishes, 9.3 Washrooms 132B/141B, 9.4 Alternate Roof and 9.5 Dasherboard System will remain valid for 150 days after contract execution. City may return these items back into the facility within this time period.
- (b) Site/Parking changes as presented to Bradscot will not cause additional costs to the contract. Savings to be identified.
- (c) Savings for deleted lighting for trellis has not been quantified. Add to General Contingency when developed.
- (d) Item 23 Electrical (Dimmer only) for \$50,000.00 + G.S.T. to be confirmed.
- (e) G.S.T. Amount of \$593,427.00 very important total. Must be confirmed by Bradscot.

If you find the above acceptable, please reply in to-day, Tuesday January 12, 1993. This will allow us to go to City Council and execute the contract within the next two weeks.

Please find preliminary Post Tender Addendum attached.

Thanking you for this effort.

Regards,



R. Martiniuk, B.Arch., M.R.A.I.C.
Manager, Architectural Division

Attachs:

c.c. Bob Sugden, Director of Culture and Recreation
D. W. Vyce, Director of Property
S. Chang, Senior Project Manager
Svedas Koyanagi/Attn: J. Koyanagi/T. Svedas

Have also
given to
CAC
Legal
Purchasing
Sub-Comm X3
TJ/DR/TA

Tuesday, 1993 January 5
9:30 o'clock a.m.
Room 233, City Hall

3(a)

The Parks and Recreation Committee met.

Present: Alderman T. Jackson, Chairperson
Alderman G. Cops, Vice-Chairperson
Mayor R. M. Morrow
Alderman T. Cooke
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman T. Anderson
Alderman D. Ross

Absent: Alderman D. Agostino, bereavement

Also present: Ms. S. Rodgerson, Board of Education
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. R. Sugden, Director of Culture and Recreation
Mr. G. Hesson, Department of Culture and Recreation
Ms. M. Havelka, Department of Culture and Recreation
Mr. G. Smith, Department of Culture and Recreation
Mr. D. Lobo, Director of Public Works Department
Mr. B. Chrystian, Public Works Department
Mr. R. Zbucki, Public Works Department
Mr. C. Firth-Eagland, Public Works Department
Mr. A. Ross, Treasurer
Mr. T. Bradley, Manager of Purchasing
Mr. K. C. Christenson, Secretary

1. **ADOPTION OF THE MINUTES**

The minutes of the meeting held 1992 December 1 were adopted as circulated.

2. **DIRECTOR OF CULTURE AND RECREATION**

(a) **1993 World Judo Championships/1992 Pan Am Judo Championships**

The Committee was in receipt of a report dated 1992 December 22 respecting the 1993 World Judo Championships/1992 Pan Am Judo Championships.

The Committee approved the following recommendation:

That the 1992 Pan Am Judo Championships estimated overdraft of approximately \$5,000. be carried over to the budget provision for the 1993 World Judo Championships.

(b) **1993 Departmental User Fees**

The Committee was in receipt of a report dated 1992 December 21 from the Director of Culture and Recreation respecting 1993 Departmental User Fees.

The Committee discussed the proposed increase in user fees and following discussion, approved the following recommendation:

That the Director of Culture and Recreation report back to the Parks and Recreation Committee on instituting a 50% surcharge for non-residents using Ivor Wynne Stadium. The Committee further discussed the User Fees and Alderman Ross suggested that this process should begin earlier in order that the proposed increases in User Fees be presented to the Parks and Recreation Committee in September rather than in January. Alderman Morelli commented that charging Seniors one fee for all Seniors' Centres seemed unrealistic and that the cost should reflect the facility to which the senior would be using. Mr. Sugden stated that Seniors' memberships are universal and can be used at all the facilities throughout the City. He stated however, that in the past, a Senior's membership was good only at a specific Seniors' Centre.

Following a brief discussion, it was moved by Alderman Morelli and seconded by Alderman Copps "that the proposed fee for Senior Citizens be reconsidered with the view to developing an equitable schedule which might better reflect the realities and practice". **MOTION LOST.**

Subsequently, the Committee approved the following recommendation:

- (a) That the 1993 User fees for the Recreation Department for existing and new fees, be approved.
- (b) That Parks and Recreation Committee Information Schedule which reflects those 1993 Departmental User Fees which have received prior City Council approval, be received.

3. **DIRECTOR OF PUBLIC WORKS**

(a) **1993 Departmental User Fees**

The Committee was in receipt of a report dated 1992 December 23 from the Director of Public Works respecting 1993 Departmental User Fees.

The Committee approved the following recommendation:

That approval be given to the action taken by the Director of Public Works in increasing user fees of the Cemeteries Division as of 1993 January 1.

(b) **1993 Departmental User Fees**

The Committee was in receipt of a report dated 1992 December 21 from the Director of Public Works respecting 1993 Departmental User Fees.

The Committee approved the following recommendation:

That the 1993 User Fees for the Public Works Department - Parks Division for Existing and New Fees, be approved.

(c) **Landscaping Agreement with Ontario Hydro Parkette at Birch Avenue and Wilson Street**

The Committee was in receipt of a report dated 1992 December 3 from the Director of Public Works respecting Landscaping Agreement with Ontario Hydro Parkette at Birch Avenue and Wilson Street.

The Committee approved the following recommendation:

That the landscaping improvements for the Stirton Street Tot Lot be implemented as outlined in Appendix "A" attached hereto, at a cost of \$28,000. and being fully funded by Ontario Hydro.

(d) Closure of Public Works Department Capital Projects

The Committee was in receipt of a report dated 1992 December 14 from the Director of Public Works respecting the closure of Public Works Department Capital Projects.

The Committee approved the following recommendation:

That the City Treasurer be directed to close the following Capital Project account(s) with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/Committed to Date	Balance Available	Source of Financing
628641001	Chedoke Golf Course - Storage & Work Shop	161,000.00	9,270.01	151,729.99	Capital Levy & Reserve for Capital Unclass
TOTAL		161,000.00	9,270.01	151,145.53	

(e) Ministry of the Environment Installation of Lights, Park Benches and Litter Containers at Harbourfront Park

The Committee was in receipt of a report dated 1992 December 18 from the Director of Public Works respecting the Ministry

The Committee approved the following recommendation:

- (a) That staff be authorized to seek the approval of the Ministry of the Environment to install pedestrian lights, park benches and litter containers on the Harbourfront Park within the context of the Ministry's prior approval to remediate this site as passive green space.
- (b) That staff be authorized to seek the approval of the Ministry of the Environment to open Harbourfront Park for public use, upon completion of the remediation work.
- (c) That the perimeter roadway at Harbourfront Park, used for construction access for the shoreline protection works, be retained and paved as a pedestrian walkway.
- (d) That prior to the opening of the site to the public, the appropriate signage be posted on the site indicating that development plans for Harbourfront Park are being prepared.

4. **DIRECTOR OF PROPERTY**

- (a) **Land Exchange between the Board of Education for the City of Hamilton and the City - Connell Park**

The Committee was in receipt of a report dated 1992 December 17 from the Director of Property respecting land exchange between the Board of Education for the City of Hamilton and the City - Connell Park.

The Committee approved the following recommendation:

- (a) That an Offer to Purchase, executed by officials of the Board of Education for the City of Hamilton (Margaret Cunningham, Chairman and P. Shewfelt, Superintendent of Finance) on 1992 November 20, and scheduled for closing on or before 1993 April 23, for the purchase by the Board of Part of Lots 17 and 18 Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, together with a 66 foot right-of-way over Part 3 on Plan 62R-1297 L.T. for ingress and egress, as described in Instrument No. 230565 H.L. and the funds derived from this sale of \$4. be credited to Account No. CH4X501 00201 (Revenue for Parklands).
- (b) That it is understood and agreed that:
- i. the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
 - ii. the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;
 - iii. the City shall pay the Board's Land Transfer Tax;
 - iv. for the purpose of Land Transfer Tax the Vendor and Purchaser agree that the value of the land being exchanged is the same, namely the sum of \$1,164,000.;
 - v. this Offer to Purchase is subject to the City of Hamilton accepting an Option to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 315 Stone Church Road West by the City. The said Option to Purchase and this Offer to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other; and
 - vi. the City will make the extension of Claudette Gate, from Garth Street to the subject lands, a condition of approval of the development of lands north and south of the said extension and no one foot reserve will be established at the end of such extension abutting the subject lands, so that the Board shall have access to such extension as an alternate access to the right-of-way to Stone Church Road.

The closing of this Transfer to the Board of Education for the City of Hamilton is conditional upon the transfer to the City of Hamilton by the Board provided for in the Option to Purchase referred to above.

- (c) That an Option to Purchase, executed by officials of the Board of Education for the City of Hamilton (Margaret Cunningham, Chairman and P. Shewfelt, Superintendent of Finance) on 1992 November 20, and scheduled for closing on or before 1993 April 23, for the purchase by the City of Part of Lot 17, Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, and the purchase price of \$4. be charged to Account No. CH5X306 00201 (Reserve for Parklands).
- (d) That it is understood and agreed that:
 - i. the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
 - ii. the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;
 - iii. the City shall pay the Board's Land Transfer Tax;
 - iv. this Option to Purchase is subject to the City of Hamilton accepting an Offer to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 319 Stone Church Road West by the Board. The said Offer to Purchase and this Option to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other.

The closing of this Transfer to the City is conditional upon the transfer to the Board of Education for the City of Hamilton provided for in the Offer to Purchase referred to above.

- (e) That the Mayor and City Clerk be authorized and directed to execute all the necessary documents.
- (b) **Purchase of Part of 1158 Upper Gage Avenue by the Regional Municipality of Hamilton-Wentworth required for the Red Hill Creek Expressway**

The Committee was in receipt of a report dated 1992 December 17 from the Director of Property respecting the purchase of part of 1158 Upper Gage Avenue by the Regional Municipality of Hamilton-Wentworth required for the Red Hill Creek Expressway.

The Committee approved the following recommendation:

- (a) That an Offer to Purchase, executed by officials of the Regional Municipality of Hamilton-Wentworth on 1992 December 7 and scheduled to close on or before 1993 April 2, for the purchase by the Region of vacant lands being composed of Block C, Plan M-187, containing 0.919 hectares (2.270 acres), shown as Part 10 on Plan 62R-11687, be approved and completed and the funds derived from this sale of \$130,000. be credited to Account No. CH4X501 00201 (Reserve for Parkland Acquisition). Subject property is required for the Red Hill Creek Expressway and forms part of the property known as 1158 Upper Gage Avenue.
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.

5. MANAGER OF PURCHASING**Supply and Install Tugboat Playground Structure, Pier 4 Park**

The Committee was in receipt of a report dated 1992 December 7 from the Manager of Purchasing respecting the supply and installation of Tugboat Playground Structure, Pier 4 Park.

The Committee approved the following recommendation:

- (a) That a purchase order be issued to Bermingham Construction Limited, Hamilton, in the amount of \$129,959. including all taxes and contingencies, to supply and install Tugboat Playground Structure at Pier 4 Park, being the lowest of five proposals received in accordance with specifications issued by the Manager of Purchasing and Vendor's submission, and be financed through Pier 4 Park, Harbourfront Account No. CF5200 419154007.
- (b) That a contract be entered into satisfactory to the City Solicitor.
- (c) That, as this work should commence before ice interference, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the Chief Administrative Officer and that any action taken under this provision to be reported to the next regular meeting of City Council".

**6. DIRECTOR PROPERTY/
DIRECTOR OF CULTURE AND RECREATION/MANAGER OF PURCHASING****Awarding of Construction Contract - Twin Pad Arena**

As this issue involved contractual discussions, the Committee agreed to go in camera.

Following the in camera session, the Committee moved out of camera and approved the following recommendation:

- (a) That the Parks and Recreation Committee strike a sub-committee to work with staff and Bradscot Construction Limited to bring the Twin Pad Arena project into the approved budget amount; and
- (b) That staff be directed to prepare a report on the projected annual operating cost of the Twin Pad Arena;
- (c) That a special meeting of the Parks and Recreation Committee be held prior to City Council 1993 January 12 to consider a construction contract for the West Mountain Twin Pad Arena.

7. OTHER BUSINESS

The Committee agreed to move in camera to discuss an item respecting personnel.

Following the in camera session, the Committee moved out of camera.

8. ADJOURNMENT

There being no further business, the meeting then adjourned.

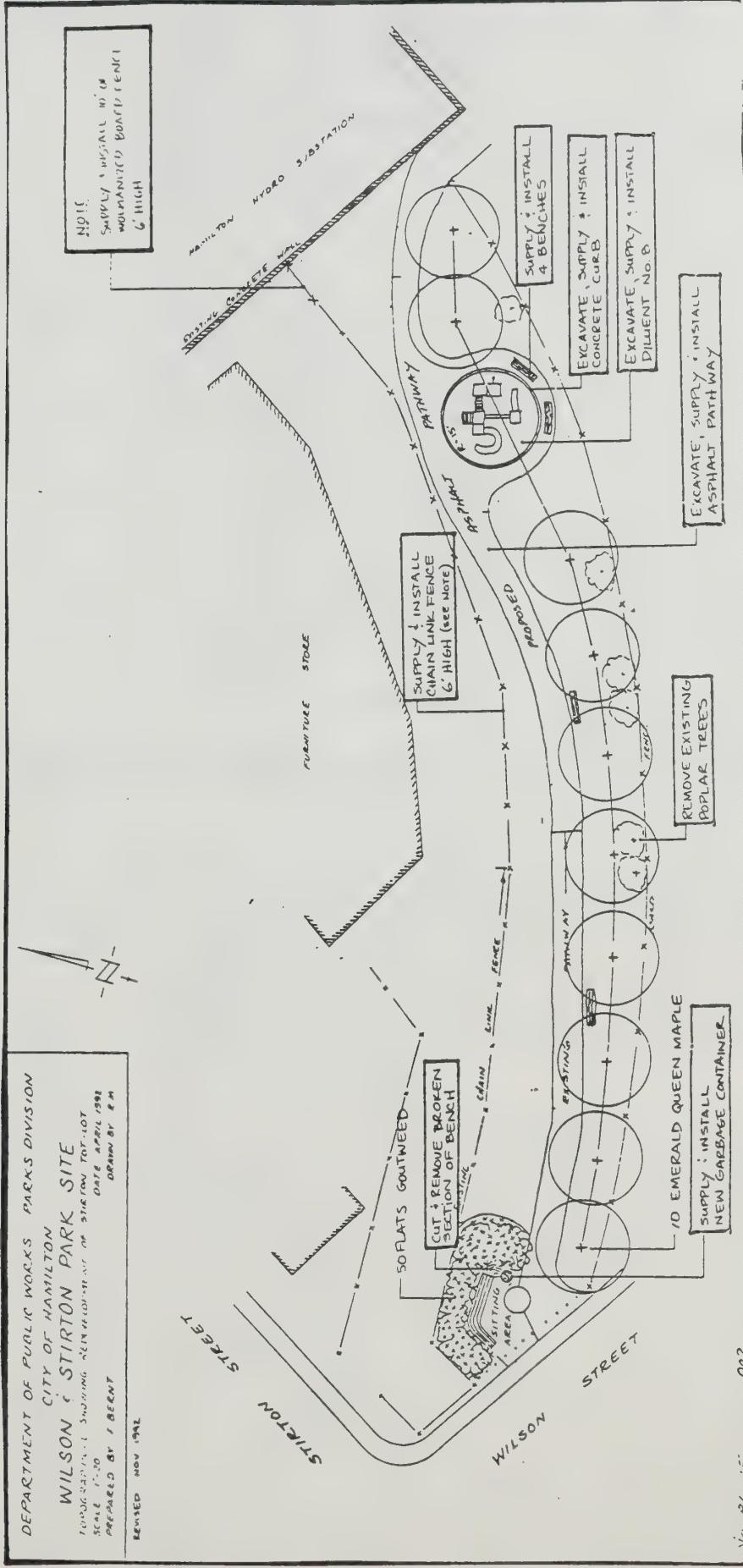
Taken as read and approved,

Kevin C. Christenson
Secretary

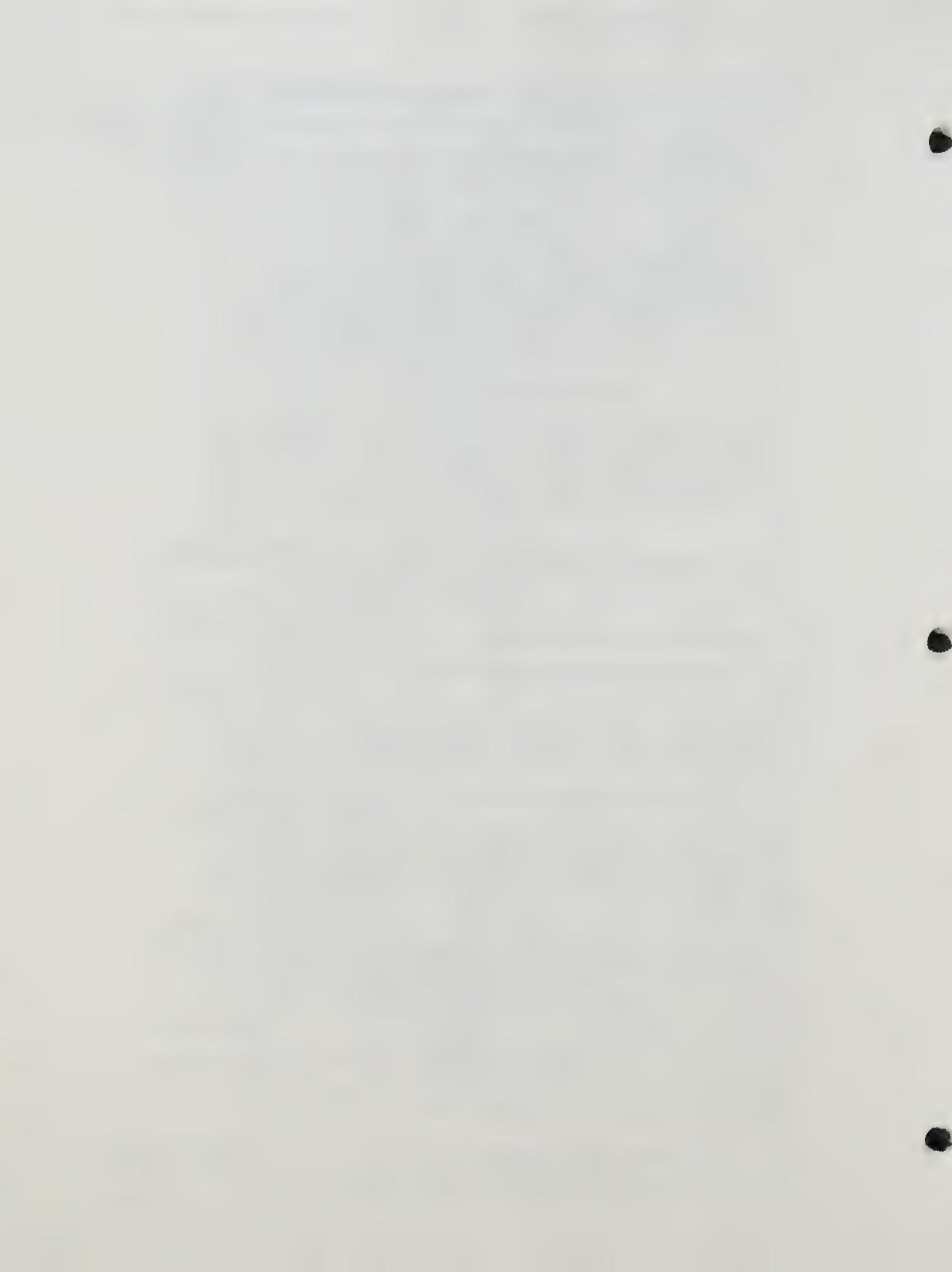
ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE

DEPARTMENT OF PUBLIC WORKS PARKS DIVISION
 CITY OF HAMILTON
WILSON & STIRTON PARK SITE
 PLATE 24-21
 SURVEYED AND SURVEYOR'S CERTIFICATE OF SURVEY FOR LOT
 SCALE 1"-20
 PREPARED BY R. BENT
 DRAWN BY R. H.
 RENED NOV. 1941

NOTE
SOLVING THE EQUATION FOR
WAVELENGTH AND FREQUENCY



**Appendix "A" as referred to in
Section 2 of the FIRST Report
of the Parks and Recreation
Committee for 1993**



3(b)

The Parks and Recreation Committee met in special session.

Present: Alderman T. Jackson, Chairperson
Alderman G. Copps, Vice-Chairperson
Mayor R. M. Morrow
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman D. Agostino
Alderman T. Anderson
Alderman D. Ross

Absent: Alderman T. Cooke

Also present: Alderman D. Wilson
Alderman F. Eisenberger
Alderman B. Charters
Alderman F. D'Amico
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. A. Ross, Treasurer
Mr. D. Vyce, Director of Property
Mr. R. Martiniuk, Property Department
Mr. S. Chang, Property Department
Mr. B. Sugden, Director of Culture and Recreation
Mr. T. Bradley, Manager of Purchasing
Mr. P. Hooker, Law Department
Mr. D. Carson, Mayor's Office
Mr. T. Svedas, Architect
Mr. A. Robertson
Mr. K. C. Christenson, Secretary

1. **DIRECTOR OF PROPERTY/**
DIRECTOR OF CULTURE AND RECREATION/MANAGER OF PURCHASING

New West Mountain Twin Pad Arena, Construction Contract AD-87-009

The Committee was in receipt of a report distributed at the meeting dated 1993 January 12 from the Director of Property, the Director of Culture and Recreation and Manager of Purchasing respecting the New West Mountain Twin Pad Arena, Construction Contract AD-87-009. Mr. Vyce reviewed the contents of the report and indicated that Bradscot Construction Limited's tender estimate had been reduced to \$8,477,532. He stated that the alternate prices and additional cost savings which resulted in the reduced cost were detailed in a letter dated 1993 January 12 to Bradscot Construction Limited from Mr. R. Martiniuk which was distributed to the Committee at the meeting.

Alderman Anderson stated that the design alterations resulting in this savings would not affect the day-to-day operation of the arena and where primarily technical changes that would go unnoticed. Alderman Ross stated that the Sub-Committee made up of Alderman Anderson, Alderman D'Amico, Alderman Jackson and himself were satisfied with the reductions and the project was now within budget. Alderman Agostino expressed concern over the tender process and the insufficient number of tenders which had been received. He suggested that the Committee defer making a decision at this time in order that delegations be heard at the next Parks and Recreation Committee concerning the Twin Pad Arena and the reductions as proposed. Alderman Morelli asked if the reductions would compromise the function of the arena project. Mr. Svedas responded that the alterations that had been made would not compromise the project, however, further reductions would require redesigning of the facility. Alderman D'Amico suggested that a two week delay would not jeopardize the project and that the interest groups involved with the arena project should be heard as delegations at the next Parks and Recreation Committee meeting. Alderman Copps noted that the tender amount did not include the Goods and Services Tax in the amount of \$593,427. Mr. Martiniuk stated that the City receives 100% refund of the G.S.T. for this project.

Following further discussion, the Committee approved the following recommendation:

That the New West Mountain Twin Pad Arena Construction Contract AD-87-009 be tabled until the next meeting of the Parks and Recreation Committee in order that delegations interested in making presentations to the Committee could be heard.

2. **ADJOURNMENT**

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE**

K. C. Christenson
Secretary

1993 January 12

4(a)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 January 14

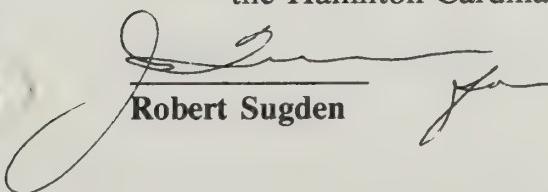
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. R. Sugden
Director of Culture and Recreation

SUBJECT: Hamilton Cardinal Baseball Club

RECOMMENDATION:

- a) That permission be granted to the Hamilton Cardinal Baseball Club to sell sign board advertising to be erected on the fencing surrounding Bernie Arbour Stadium.
- b) That the Club be responsible for any costs associated with the selling, production, installation, maintenance, removal, storage and insurance of all sign boards.
- c) That the City of Hamilton, Department of Culture and Recreation, purchase the fence advertising sign boards from the former Hamilton Redbirds Club from the 1992 surplus in account CH 53105-70040 provision for Sports Subsidies for use by the Hamilton Cardinals Baseball Club.
- d) That this amount be reimbursed by the Cardinals Baseball Club to the Department no later than July 31, 1993.
- e) That permission be granted to the Hamilton Cardinal Baseball Club to operate the snack bar concession stands at Bernie Arbour Stadium and to service all user organizations at the Stadium for a period of five years commencing May of 1993.
- f) That the club provide adequate insurance, for the operation of the snack bar concession operation.
- g) That the City enter into an agreement, satisfactory to the City Solicitor, with the Hamilton Cardinals Baseball Club.


Robert Sugden

.../2

Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

\$4,000. Loan to be funded from Culture and Recreation current budget.

BACKGROUND:

The Hamilton Cardinal Baseball Club is a non-profit organization providing baseball opportunities for the youth of the community.

The former Hamilton Redbirds Baseball Club have offered to sell the advertising sign boards to the City, Director of Culture and Recreation. The Cardinals have agreed to reimburse the City for the entire cost no later than July 31, 1993.

All profits derived from the sale of advertising for the sign boards and sale of snack bar items will be utilized by the Cardinals solely for the purpose of operating the Club and will assist in replacing the sponsorship grant (\$3,000. or \$4,000.) that the Club previously received and is no longer available from the former Hamilton Redbirds.

c.c. P. Noé-Johnson, City Solicitor
A. Ross, City Treasurer

CITY OF HAMILTON

4(b)

- RECOMMENDATION -

DATE: 1993 January 7

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Winterfest Programs 1993

RECEIVED

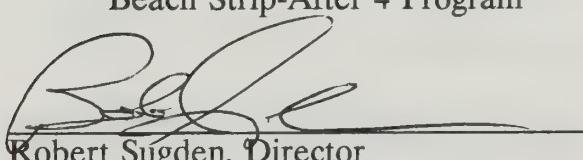
JAN 11 1993

CITY CLERKS

RECOMMENDATION:

- a.) That approval be given to provide supervised programs of Winterfest to permit dog weight pull, sleigh rides, bon fire and large events at Chedoke and Kings Forest Winter Sports Parks from February 11 - 14, 1993.
- b.) That approval be granted to the following Community Councils to conduct sleigh rides, bon fires and various large Winterfest Family activities in their neighbour parks.

Powell Park Community Council	January 30, 1993
Gilkson Park Community Council	January 31, 1993
Rushdale Community Council	January 30, 31, 1993
Eastmount Park Community Council	February 6, 1993
Gourley Park Community Council	February 7, 1993
Calquhoun Rink Park Committee	February 7, 1993
North Central Community Council	February 7, 1993
Beach Strip-After 4 Program	February 13, 1993



Robert Sugden, Director

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Within the 1993 funding allocation for Winterfest.

BACKGROUND:

These events require council approval in accordance with Parks By-Law 77-221.

The full program of Winterfest will include over 25,000 persons.

Pre-Winterfest events start on February 9 with a media conference at City Hall. The events officially kick off on Thursday February 11 with the Stars of Winterfest Talent Search at Sackville Hill Seniors Centre and a Free Family Skate at Copps Coliseum. The events continue until February 14, 1993.

Winterfest '93 encompasses over 50 events at:

Chedoke Winter Sports Park
Kings Forest Winter Sports Park
City Parks and Baseball Diamonds
City Arenas and Recreation Centres
Downtown BIA and City Centre
Community Councils and various City Parks
Hamilton Airport

/smo
attachments

5(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 11

RECEIVED

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

JAN 11 1993

FROM: Mr. D. Lobo,
Director of Public Works

CITY CLERKS

SUBJECT: Gore Park

RECOMMENDATION:

- a) That consideration be given in the 1993-2003 Capital Budget for the reconstruction of the Gore Park walkways in 1995 and,
- b) That the Gore Park Review Team be authorized to undertake an 'in-house' detailed study, outlining the cost/benefits of installing a multi-use bus transit shelter in Gore Park in accordance with alternatives 4 and 5 in the attached report and,
- c) That the Parks Division of the Public Works Department be authorized to further study lighting in Gore Park with a view to improving the security and aesthetic aspects of the Park; and,
- d) That the Public Works and Culture and Recreation Departments be authorized to meet with the Downtown Hamilton B.I.A. to evolve specific guidelines for the holding of events in Gore Park and,
- e) That the Guidelines prepared by the Gore Park Review Team contained within the attached report marked Schedule 'A', concerning programming, maintenance, design, transit shelters, lighting and security be adopted and,
- f) That Parks Division staff be authorized to evolve a public input/awareness strategy to inform the public of the problems and possible solutions associated with the Gore Park walkways and transit shelters for consideration by the Parks and Recreation Committee.

Mr. D. Lobo,
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

From a financial perspective, a Capital Budget submission has been prepared for 1995, totalling \$315,000. for the reconstruction of the Gore Park walkways. The cost estimate is based upon the Mountainview Geotechnical Report as contained within the attached Schedule 'A' and is viewed as the best solution to the ongoing problem of costly, repetitive repairs to the walkways and the high number of citizen legal claims against the City for the unsafe walkway conditions.

Additional financial details pertaining to transit shelters are not available at this time.

There are no staffing implications.

BACKGROUND:

Since its redevelopment in 1984 there have been a considerable number of issues and developments within Gore Park which have had an impact on the function, programming, security, accessibility and aesthetic characteristics of the Park. These issues have impacted significantly on the operating budgets of the departments involved in maintaining this site and no relief is in sight without a repair programme. Maintenance is primarily shared between the Parks Maintenance and Parks Horticulture Sections of the Parks Division, Public Works Department. Since 1984, various maintenance-related issues have been dealt with piece meal with little success in resolving concerns beyond short-term solutions due to budgeting constraints and the absence of a comprehensive repair programme. Most notably, the areas requiring regular attention include the stone walkways, planting beds, fountain operation, tree/plant survival, lighting, power supply, street furniture, over all aesthetics and programming.

As a result of the H.S.R. interest in providing its customers with the highest level of service, in 1990 it submitted to the Downtown Action Plan Co-ordinating Committee and the Planning and Development Committee a proposal to install transit shelters in and around Gore Park.

Given the possible impacts of this proposal on the Park, it was resolved that this matter be tabled and that a multi-disciplinary team of staff be mandated to review this and ongoing maintenance issues for the purpose of establishing a comprehensive approach to resolution of these issues. One of the first challenges facing the Gore Park Review Team was the identification and definition of the various functions of the Park. It was determined that these functions include:

- public open space (passive green space)
- cultural and historical symbol for the City
- site of honour for three monuments
- focal point for the downtown
- assembly place for special events
- transit mall for H.S.R.

Keeping in mind that the Park must function primarily as a public open space/passive green space the previously mentioned issues will be presented as follows:

1. Pedestrian Walkways
2. Multi-use Transit Shelters
3. Lighting and Security
4. Design Guidelines
5. Programming

1. **Pedestrian Walkways**

During the redevelopment of Gore Park in 1984, flag stone walkways were installed as a primary pedestrian surface.

Since 1985 the Public Works Department has spent an average of \$24,000. per year for emergency repairs to the flag stone walks in Gore Park. In addition, the Public Works Department has received claims from citizens having injured themselves as a result of walking conditions, claims ranging from \$2,000. to \$3,000. for out of court settlements. There is one claim pending in the amount of \$200,000.

On an average, the City of Hamilton has paid out \$20,000. per year for claims and \$24,000. per year for repairs that have occurred since reconstruction in 1985 totalling \$294,000. in the past six years.

On 1991 May 28 City Council approved a recommendation of the Planning and Development Committee to adopt the Commercial Improvement Programme schedule which included \$10,000. to retain a geotechnical consultant to address the following concerns with respect to the stone walkways located in Gore Park:

1. lifting and heaving of walkways
2. polished finish on stones from pedestrians walking
3. location of expansion joints
4. deterioration of stone
5. report on base material
6. report on disabled persons access to Gore Park
7. to develop a number of repair alternatives based on costs, future rehabilitation plans and aesthetics

The attached report (contained within Schedule 'A') prepared by Mountainview Geotechnical Ltd., clearly illustrates the technical short-comings in the existing Gore Park walkways. The Gore Park Review Team concurs with the findings of the consultant and recommends that the walkways be reconstructed using a stamped concrete surface.

The proposed reconstruction schedule of 1995 has been selected to coincide with the current proposal by the Head-of-the-Lake Historical Society to construct a replica of the original Gore Park Fountain in time for the 1996 Hamilton Sesquicentennial. In this fashion, work would be co-ordinated to ensure a minimum time frame of disruption.

The recommended pedestrian surface of stamped concrete has the positive attributes of durability, low maintenance, aesthetic appeal and is suitable for seniors and disabled persons.

2. Multi-Purpose Transit Shelters

Gore Park serves many roles in the community. One of these is as a bus transit mall for Hamilton Street Railway to pick up and drop off passengers. Protection of these passengers from inclement weather has been a primary concern for H.S.R. for some time and therefore, in 1990 it submitted to the Downtown Action Plan Co-ordinating Committee and the Planning and Development Committee a proposal to install shelters in and around Gore Park. DAPCOM tabled the portion of the proposal that dealt with transit shelters in Gore Park. The decision was based, in part, on a request from the Public Works Department for time to complete a comprehensive review of the Park.

The Review Team studied a total of seven alternative scenarios in an attempt to satisfy the H.S.R. requirements for user shelter and to respect the major role of the site as a passive public open space of cultural and historic significance to the City.

These alternatives include the following:

1. **Canopy on the South side of King Street** - construction of a canopy-style shelter along the south side of the southleg of King Street, opposite the Park. This shelter would protect pedestrians walking east and west along King Street as well as providing a shelter for waiting H.S.R. passengers. The passengers would have to cross the southleg of King Street prior to bus arrival.
2. **Contra-Flow Transit Lanes** - again, shelters would be constructed on the south side of the southleg of King Street East. In addition, H.S.R. buses would proceed along King Street East in an easterly direction in a contra-flow routing pattern to that which presently exists. Passengers would board and leave the buses from the south side of King Street directly adjacent to the shelters. This proposal would require indepth review by the Traffic and H.S.R. Departments but would take cuelines and waiting H.S.R. passengers completely away from the Park proper.
3. **Re-alignment of the Curb and Sidewalk Along the North and South Sides of the Southleg of King Street East** - by widening the walking surface on the south side of Gore Park, more space is provided to install transit shelters while moving the shelters further away from the sites of honour in the Park.
4. **Shelters Adjacent to Existing Bus Stops** - if no changes were made to the sidewalk on the south side of Gore Park, bus shelters could still be installed in this area although modification to the design of the Park would be required to allow space for the shelters. This was the previous proposal by H.S.R. to the Downtown Action Plan Co-ordinating Committee that was tabled.
5. **Centralized Shelter Within Gore Park** - this option proposes a multi-functional centralized shelter within the Park proper which would service all of the bus stops and could function for other public uses.
6. **Removal of Transit Routes from the Southleg of King Street** - since the Sub-Committee was mandated to review all possible options, this has been listed as an alternative although it is not a realistic solution to the existing situation.
7. **Leave the Existing Conditions** - again this proposal has been listed as an option but does not effectively deal with the existing conditions and lack of shelter for bus users.

The perspective of the Review Team is that the most suitable solution could be the development of a multi-use shelter structure. This facility would be developed to serve both the needs of the transit users and the Park users. It is envisioned that a structure could be built which is sympathetic in design to the character and history of the Park and would eliminate the need for additional, permanent or temporary structures such as the stage canopy and the gazebo.

There exists an opportunity to create a unique multi-functional structure which could incorporate many of the existing elements in the Park such as kiosks, lighting, seating, telephones and programmable space, thereby reducing the current cluttered appearance of the Park.

Due to the complexity and sensitivity of constructing any shelter in Gore Park, this concept must be pursued from a design and cost-benefit perspective and ultimately be subject to public review and input.

It is recommended that the Review Team be authorized to study alternatives 4 and 5 in detail and provide alternatives that address the needs of many users for the review of the appropriate standing committees of City Council.

3. Lighting and Security

The Downtown Hamilton B.I.A. feel that the current level of illumination in Gore Park is inadequate resulting in considerable discomfort to the Park and H.S.R. users and a threat to personal safety. The Hamilton-Wentworth Regional Police Department report that the poor level and quality of lighting makes it very difficult to provide proper surveillance of the Park to discourage vandalism and vagrancy. City and Regional staff have conducted a preliminary review of the lighting in and around Gore Park and confirm these concerns and concluded that corrective measures will be required to improve the lighting in the Park.

The attached report (contained within Schedule 'A') prepared by staff, outline the safety and maintenance problems associated with the existing lighting system and includes drawings of the Park showing the existing footcandle readings and problem areas.

It is recommended that further study be conducted to firstly establish objectives for improving the security and aesthetic aspects of lighting Gore Park and secondly, prepare a lighting concept plan, design guidelines and an implementation strategy to achieve these lighting objectives.

4. Design Guidelines

Gore Park plays a unique role for the City of Hamilton. It is both a symbol for the City and Region, with cultural and historic significance, and a dynamically evolving public open space. It also has the distinction of being one of the first public parks in Ontario.

The Park caters to a wide variety of needs and functions serving the requirements of a broad and diverse groups of users. Over the past 150 years, the Park has experienced many changes in user preferences and undergone significant physical modifications to meet these preferences. Often times, modifications have been done without consideration of the impact on the Park as a whole or on the long-term effects.

Currently, Gore Park is experiencing many problems relating to maintenance, user safety, appearance and staging a variety of activities. These problems are placing pressures to further modify the Park.

Given these various circumstances it is increasing evident that any modifications should be done in accordance with approved design guidelines. Staff have prepared Design Guidelines for Gore park which are attached in Schedule 'A' and recommended for adoption.

These Design Guidelines will serve as a series of mandatory and discretionary measures that will guide the design of future modifications to the Park.

It is not the intent of these Design Guidelines to effect a redevelopment of Gore Park, but rather to work within the context of the recently redeveloped Park.

5. Programming

Programming of any facility is determined by the needs of its primary users. In this case, based on the present-day roles of the Park previously listed, only one of these needs relates to special event programming.

In the past, the Park has been a very active area used by the City's Culture and Recreation Department, the Downtown B.I.A. and other users as an activity centre. Gore Park has programmable space of only 1,000 metres technically allowing for a maximum of 700 persons for any given event (1.4 metres per person). In the past, events such as New Year's Eve, Pumpkin Patch, etc. have drawn upwards of 5,000 people at any one time. Since Gore Park is, as previously noted, primarily a public open space for passive use, these events have been very hard on the Park and maintenance budgets.

The Downtown B.I.A. along with the Public Works and Culture and Recreation Departments have given consideration to these uses and have determined that the Park is not properly suited to these activities and that the dollar returns to the local business community are small relative to costs. Other public open space such as the City Hall Forecourt and Common Wealth Square are more appropriate spaces for such concentrated levels of activity.

It is therefore recommended that events in Gore Park be limited to a more appropriate size, calibre and theme, and that the Culture and Recreation, Public Works Departments along with the Downtown Hamilton B.I.A. propose specific guidelines to meet this purpose.

Since the Gore Park Review Team began its work in August of 1990, two other major initiatives have come to the forefront: the Head-of-the-Lake Historical Society Proposal to restore and replicate the Gore Park Fountain that was originally installed in the Park in 1860 and the Central Business District Study commissioned by the Planning and Development Department which includes recommendations for future use of Hughson Street as it connects with Gore Park. The Fountain Proposal will be dealt with in a separate report through the Parks Staff Advisory Committee. The Central Business District Study is presently being circulated for staff comment. A Report will be authored by the Planning and Development Department and forwarded to the Planning and Development Committee in this regard.

JMcN:CFE:bk

cc: Ms. T. Agnello, Secretary
Planning and Development Committee

SCHEDULE 'A'

The City of Hamilton

REVIEW OF GORE PARK

**Report by the:
Gore Park Review Team**

January 11, 1993

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1. EXECUTIVE SUMMARY

Background:

Since its redevelopment in 1984, there have been a considerable number of issues and developments within Gore Park which have had an impact on the function, programming, security accessibility and aesthetic characteristics of the Park. These issues have impacted significantly on the operating budgets of the departments involved in maintaining this site and no relief is in sight without a repair programme. Maintenance is primarily shared between the Parks Maintenance and Parks Horticulture Sections of the Parks Division, Public Works Department. Since 1984, various maintenance related issues have been dealt with piece meal with little success in resolving concerns beyond short-term solutions due to budgeting constraints and the absence of a comprehensive repair programme. Most notably, the areas requiring regular attention include the stone walkways, planting beds, fountain operation, tree/plant survival, lighting, power supply, street furniture, over all aesthetics and programming.

As a result of the H.S.R. interest in providing its customers with the highest level of service, in 1990 it submitted to the Downtown Action Plan Co-ordinating Committee and the Planning and Development Committee a proposal to install transit shelters in and around Gore Park.

Given the possible impacts of this proposal on the Park, it was resolved that this matter be tabled and that a multi-disciplinary team of staff be mandated to review this and ongoing maintenance issues for the purpose of establishing a comprehensive approach to resolution of these issues.

Representatives from DAPCOM, CAPIC, L.A.C.A.C., Veterans' Committee, Urban Design Committee, Downtown Hamilton B.I.A., Public Works, Community Development, Property Maintenance and Culture and Recreation Departments formed the nucleus of the Gore Park Review Team. Members from various other public and private agencies provided additional input to the Team throughout the Study.

The study process involved numerous meetings of the Review Team, over a two-year period during which a full range of issues were reviewed and documented.

Periodic progress reports were advanced to the Parks and Recreation and the Planning and Development Committees.

Study issues were categorized under the following general headings:

1. Pedestrian Walkways
2. Multi-use Transit Shelters
3. Lighting and Security
4. Design Guidelines
5. Programming

One of the first challenges facing the Gore Park Review Team was the identification and definition of the various functions of the Park. It was determined that these functions include:

- public open space (passive green space)
- cultural and historical symbol for the City
- site of honour for three monuments
- focal point for the downtown
- assembly place for special events
- transit mall for H.S.R.

Keeping in mind that the Park must function primarily as a public open space/passive green space, the previously mentioned issues will be presented as follows:

Pedestrian Walkways

During the redevelopment of Gore Park in 1984, flag stone walkways were installed as a primary pedestrian surface.

Since 1985 the Public Works Department has spent an average of \$24,000. per year for emergency repairs to the flag stone walks in Gore Park. In addition, the Public Works Department has received claims from citizens having injured themselves as a result of walking conditions, claims ranging from \$2,000. to \$3,000. for out of court settlements. There is one claim pending in the amount of \$200,000. On an average, the City of Hamilton has paid out \$20,000. per year for claims and \$24,000. per year for repairs that have occurred since reconstruction in 1985 totalling \$294,000. in the past six years.

On 1991 May 28 City Council approved a recommendation of the Planning and Development Committee to adopt the Commercial Improvement Programme schedule which included \$10,000. to retain a geotechnical consultant to address the following concerns with respect to the stone walkways located in Gore Park:

1. lifting and heaving of walkways
2. polished finish on stones from pedestrians walking
3. location of expansion joints
4. deterioration of stone
5. report on base material
6. report on disabled persons access to Gore Park
7. to develop a number of repair alternatives based on costs, future rehabilitation plans and aesthetics

The report prepared by Mountainview Geotechnical Ltd., clearly illustrates the technical short-comings in the existing Gore Park walkways. The Gore Park Review Team concurs with the findings of the consultant and recommends that the walkways be reconstructed using a stamped concrete surface.

The proposed reconstruction schedule of 1995 has been selected to coincide with the current proposal by the Head-of-the-Lake Historical Society to construct a replica of the original Gore Park Fountain in time for the 1996 Hamilton Sesquicentennial. In this fashion, work would be co-ordinated to ensure a minimum time frame of disruption.

The recommended pedestrian surface of stamped concrete has the positive attributes of durability, low maintenance, aesthetic appeal and is suitable for seniors and disabled persons.

Multi-Purpose Transit Shelters

Gore Park serves many roles in the community. One of these is as a bus transit mall for Hamilton Street Railway to pick up and drop off passengers. Protection of these passengers from inclement weather has been a primary concern for H.S.R. for some time and therefore, in 1990 it submitted to the Downtown Action Plan Co-ordinating Committee and the Planning and Development Committee a proposal to install shelters in and around Gore Park. The decision was based, in part, on a request from the Public Works Department for time to complete a comprehensive review of the Park.

The Review Team studies a total of seven alternative scenarios in attempt to satisfy the H.S.R. requirements for user shelter and to respect the major role of the site as a passive open space of cultural and historic significance to the City.

These alternatives include the following:

1. Canopy on the south side of King Street
2. Contra-Flow Transit Lanes
3. Re-alignment of the curb and sidewalk along the north and south sides of the southleg of King Street East
4. Shelters adjacent to existing bus stops
5. Centralized shelter within Gore Park
6. Removal of transit routes from the southleg of King Street
7. Leave the existing conditions

The perspective of the Review Team is that the most suitable solution could be the development of a multi-use shelter structure. This facility would be developed to serve both the needs of the transit users and the Park users. It is envisioned that a structure could be built which is sympathetic in design to the character and history of the Park and would eliminate the need for additional, permanent or temporary structures such as the stage canopy and the gazebo.

There exists an opportunity to create a unique multi-functional structure which could incorporate many of the existing elements in the Park such as kiosks, lighting, seating, telephones and programmable space, thereby reducing the current cluttered appearance of the Park.

Due to the complexity and sensitivity of constructing any shelter in Gore Park, this concept must be pursued from a design and cost-benefit perspective and ultimately be subject to public review and input.

It is recommended that the Review Team be authorized to study alternatives 4 and 5 in detail and provide alternatives that address the needs of many users for the review of the appropriate standing committees of City Council.

Lighting and Security

The Downtown Hamilton B.I.A. feel that the current level of illumination in Gore Park is inadequate resulting in considerable discomfort to the Park and H.S.R. users and a threat to personal safety. The Hamilton-Wentworth Regional Police Department report that the poor level and quality of lighting makes it very difficult to provide proper surveillance of the Park to discourage vandalism and vagrancy. City and Regional staff have conducted a preliminary review of the lighting in and around Gore Park and confirm the lighting in the Park.

The report prepared by staff, outline the safety and maintenance problems associated with the existing lighting system and includes drawings of the Park showing the existing footcandle readings and problem areas.

It is recommended that further study be conducted to firstly establish objectives for improving the security and aesthetic aspects of lighting Gore Park and secondly, prepare a lighting concept plan, design guidelines and an implementation strategy to achieve these lighting objectives.

Design Guidelines

Gore Park plays a unique role for the City of Hamilton. It is both a symbol for the City and Region, with cultural and historic significance, and a dynamically evolving public open space. It also has the distinction of being one of the first public parks in Ontario.

The Park caters to a wide variety of needs and functions serving the requirements of a broad and diverse groups of users. Over the past 150 years, the Park has experienced many changes in user preferences and undergone significant physical modifications to meet these preferences. Often times, modifications have been done without consideration of the impact on the Park as a whole or on the long-term effects.

Currently, Gore Park is experiencing many problems relating to maintenance, user safety, appearance and staging a variety of activities. These problems are placing pressures to further modify the Park.

Given these various circumstances, it is increasing evident that any modifications should be done in accordance with approved design guidelines. Staff have prepared Design Guidelines for Gore Park which are included in this report.

These Design Guidelines will serve as a series of mandatory and discretionary measures that will guide the design of future modifications to the Park.

It is not the intent of these Design Guidelines to effect a redevelopment of Gore Park, but rather to work within the context of the recently redeveloped Park.

Programming

Programming of any facility is determined by the needs of its primary users. In this case, based on the present-day roles of the Park previously listed, only one of these needs relates to special event programming.

In the past, the Park has been a very active area used by the City's Culture and Recreation Department, the Downtown Hamilton B.I.A. and other users as an activity centre. Gore Park has programmable space of only 1,000 metres technically allowing for a maximum of 700 persons for any given event (1.4 metres per person). In the past, events such as New Year's Eve, Pumpkin Patch, etc. have drawn upwards of 5,000 people at any one time. Since Gore Park is, as previously noted, primarily a public open space for passive use, these events have been very hard on the Park and maintenance budgets.

The Downtown Hamilton B.I.A. along with the Public Works and Culture and Recreation Departments have given consideration to these uses and have determined that the Park is not properly suited to these activities and that the dollar returns to the local business community are small relative to costs. Other public open spaces such as the City Hall Forecourt and Common Wealth Square are more appropriate spaces for such concentrated levels of activity.

It is therefore recommended that events in Gore Park be limited to a more appropriate size, calibre and theme, and that the Culture and Recreation and Public Works Departments along with the Downtown Hamilton B.I.A. propose specific guidelines to meet this purpose.

GORE PARK REVIEW TEAM MEMBERS

B. Chrystian	Public Works Department
J. McNeilly	Public Works Department
L. Stasiuk	Public Works Department/Regional Advisory Committee for Persons with Physical Disabilities
P. Booker	Public Works Department
C. Firth-Eagland	Public Works Department
M. Walton	Public Works Department
J. Pook	Public Works Department
R. Gadawski	Public Works Department
J. Sakala	Planning and Development Department
V. Matus	Planning and Development Department
N. Chapple	Planning and Development Department
P. Campea	Engineering Department
S. Barley	Engineering Department
S. Merlo-Orzel	Culture and Recreation Department
C. York	Culture and Recreation Department
S. Renshaw	Economic Development Department
J. Mokrycke	L.A.C.A.C.
R. Harris	Downtown Hamilton B.I.A.
G. Gouthreau	Downtown Hamilton B.I.A.
D. Reiger	H.S.R.
A. McLaughlin	H.S.R.
L. Peddle	Parks and Recreation Citizens Sub-Committee
M. Roach	Veterans' Committee

Representation as required:

Regional Advisory Committee for Persons with Physical Disabilities
Traffic Department
Police Department
D. Missett, Head-of-the-Lake Historical Society

**INVESTIGATION OF PERFORMANCE PROBLEMS
PAVING STONE PEDESTRIAN WALKWAYS IN GORE PARK
PHASE 1 OF THE DOWNTOWN ACTION PLAN
BETWEEN JAMES STREET AND JOHN STREET
HAMILTON, ONTARIO**

EXECUTIVE SUMMARY

This report presents the findings of an investigation into the unsatisfactory performance of the paving stone pedestrian walkways at Gore Park, in Hamilton. The stone walkways were constructed in 1984 as part of the Downtown Hamilton Action Plan. The supply of stones and the construction of the stone walkways had an approximate 1984 construction value of \$330,000.00 and represented a portion of the \$1,357,600.00 total contract amount for Phase 1 of improvements to Gore Park. Performance problems with heaving and shifting of stones first occurred in early 1985, and have continued to the present. In addition, cracking and deterioration of the stones, as well as surface polishing in high pedestrian traffic areas has occurred with time.

The performance problems have resulted in hazardous walking conditions for downtown pedestrians due to "trip" hazards, and slippery surface conditions. The performance problems have contributed to a relatively high number of personal injury claims, and on-going yearly maintenance costs to the City of Hamilton. The value of claims attributed to Gore Park paving stone walkways is typically in the range of \$3,200.00 to \$10,000.00. The total value of claims paid by the City to date is approximately \$_____, and the value of paving stone repair work is in the order of approximately \$_____ per year.

The primary objectives of this investigation were:

1. Determine the details of the as-built paving stone walkway conditions in relation to the tender specifications;
2. Assess the quality of the walkway stones and the degree of compliance with the specifications;
3. Evaluate the cause or causes of the stone walkway performance problems, and recommend a remedial action plan for the City to mitigate the problems; the mitigative action should be aesthetically pleasing and technically sound to achieve safe walkway conditions for all persons, including physically disabled persons;

The as-built paving stone walkways consist of cut stone slabs which are supported on a cement mortar bedding overlying a concrete base. In the Gore Park area, there is approximately 3000 m² (32,000 ft²) of stone walkways.

FINDINGS

The findings of site investigations, observations, data review, and testing are summarized as follows:

1. The paving stones supplied to Gore Park consist of thinly bedded dark grey dolomitic limestone, not sandstone as specified in the contract specifications prepared by Moorhead Fleming Corban McCarthy, Landscape Architects.
2. The paving stones supplied to Gore Park were found to have variable thicknesses in the range of 15 mm to 70 mm, compared to the pedestrian stone thickness of 30 to 50 mm specified in the contract documents prepared by Moorhead Fleming Corban McCarthy. Ten stones out of fourteen randomly selected stones had measured thicknesses which failed to meet the specification.
3. The layered limestone paving stones exhibit a susceptibility to delamination along rock bedding planes and deterioration with time (refer to photograph 4 in Appendix A). In the course of site excavations and handling stones for examination, several stones fractured completely into thin sections which demonstrated the advanced state of deterioration over 8 years of service.
4. The skid resistance properties of the thinly bedded limestone paving stones are significantly lower compared to conventional broom-finished concrete sidewalks, hot mix asphalt, and interlocking concrete blocks. Compared to concrete sidewalks and interlocking concrete blocks, the Gore Park paving stones were up to 40 percent more polished and slippery in the high volume pedestrian traffic areas next to bus stops in the Transit Mall.
5. The walkway surface grades on the south side of Gore Park in the bus stop zones between James Street and Hughson Street are at severe crossfalls in the order of 5.9 to 6.0 percent and are two to three times the accepted safe practice of 2 percent for sidewalks.

6. Vertical heaving of the paving stone slabs has occurred and is visually the most evident adjacent to existing concrete curbs along the south side of Gore Park. At the time of surveying on February 12, 1992, the surface elevations of the paving stones were commonly 30 mm to 40 mm above the top of the adjacent concrete curb in the bus stop areas on the south side of Gore Park. The stone heaving was not present on the south side of Gore Park from James Street easterly for a distance of about 23 m from the north-south curb line of James Street. East of this location, heaving abruptly occurred again and was present along the full curb length to Hughson Street. The main difference in site conditions was found to be the presence of plastic conduit pipe behind the concrete curb where heaving had not occurred. The conduit contained water and was providing positive subsurface drainage.

In other areas of Gore Park between James Street and Hughson Street, differential heaving between the stones and the top of the adjacent curb was generally not severe and did not exceed 10 to 12 mm.

On the south side of Gore Park between Hughson Street and John Street in the bus stop areas, the heaving of the stones relative to the top of the curb was in the order of 22 to 28 mm and was not as severe as the block between Hughson Street and James Street. In other areas along the south side of Gore Park, the heaving was less severe and in the range of 12 mm to 18 mm.

7. The condition of the mortar bedding was variable such that in some areas, the mortar was hard and homogeneous, and in other areas it had deteriorated to the equivalent of limestone screenings. In areas where mortar deteriorate had occurred, it was common for the stone slabs to be loose and move or rock back and forth under pedestrian foot traffic;

DISCUSSION

The performance problems with the paving stone walkways in Gore Park are due to both shortcomings in design, and in quality control of construction and materials. The basis of the design was a thin cut stone set in rigid mortar on a rigid concrete base. This design has been proven by British research [4] to result in frequent loosening of stones due to temperature induced warping of the stones, and detachment of the stones from the mortar bedding. The British study showed that stone cracking was found to cover about 95 percent of the walkway area after using mortar bedding, compared to 5 percent cracking with granular bedding. The specified thin stone thickness (30 to 50 mm), and the fact that actual stone thicknesses supplied to the Gore Park site were below the minimum allowable, further increased the potential for the stones to fail due to cracking from temperature induced stresses.

In addition to loosening and cracking of the stones, heaving of the stones is reported to have occurred after the initial winter season, and continues to occur. The differential heaving of the stones at the curb is very similar to heaving of conventional concrete sidewalks poured adjacent to curbs. This was observed in February, 1992 in downtown Hamilton (north-west corner of King Street and James Street at Jackson Mall) and has also been observed in other municipalities. The heaving is considered to be related to discontinuous subsurface drainage, and is due to frost action.

The stone quality, in combination with steep crossfall grades, is considered to be the third major contributing factor to the walkway performance problems. The specified "sandstone" paving stones were not supplied to the project and thinly bedded limestone slabs were substituted. The limestone has demonstrated a tendency to "polish" under high volume pedestrian traffic and result in relatively slippery surface conditions. This is probably accelerated by surface grit and salt which acts as an abrasive under foot traffic. Where as-built transverse walkway grades are 5 to 6 percent and exceed the accepted practice of 2 percent, unsafe conditions for pedestrians have resulted.

RECOMMENDATIONS FOR REMEDIAL MEASURES

The Gore Park paving stone walkways are expected to exhibit continued long term performance related problems, and require on-going yearly maintenance. Therefore, it is recommended that the long term plan for the City of Hamilton should be full width and full depth replacement of the stone walkways with an acceptable walkway structure, built to suitable surface grades for safe access of pedestrians and physically disabled persons.

Several acceptable options are available for walkway surfaces:

1. conventional broom finished concrete
2. architectural patterned concrete
3. flame-textured cut granite
4. interlocking concrete paving stones
5. cut sandstone

A comparison of the relative unit costs of the surface types, as well as advantages and disadvantages of each type are give in Table 4 of the report.

The Gore Park area is a high profile area of Hamilton with respect to public awareness. Given the several past problems with the redevelopment of Gore Park, it is essential that any further walkway work have a low risk of failure, and a high aesthetic value at reasonable costs. For these reasons, it is recommended that the long term remedial plan for Gore Park walkways include either architectural patterned concrete, or interlocking concrete pavers. These two options appear to offer the optimum choices in aesthetic quality, construction costs, and minimum risk of performance problems.

The architectural patterned concrete option can not accommodate the existing concrete base, and will therefore require full concrete base removal and granular base construction. The interlocking concrete pavers may prove to be a cost-effective option over patterned concrete since a partial depth reconstruction alternative utilizing the existing concrete base and concrete pavers is possible.

The partial depth remedial option would involve the following procedures:

- remove the stone surface slab and mortar bedding to expose the concrete base
- install perforated subdrain pipe behind the existing curb and gutter with positive drainage outlet to catchbasins
- grind the concrete surface to provide approximately 80 mm of space between the top of the concrete slab and the proposed finished surface grade
- supply and install 50 mm concrete stone pavers on a 25 to 30 mm thick granular bedding material, with sand fill between joints.

This remedial option has a higher risk of problems compared to total reconstruction with architectural patterned concrete, or interlocking pavers on a reconstructed granular base since it is designed to utilize as much of the existing construction as possible. The major benefits of this option are the ability of the City of Hamilton to undertake a staged approach to the remedial walkway work in Gore Park, and to address the unsafe walkway conditions without delay where crossfall grades are steep, and stone surfaces are slippery. The steep crossfall grades and slippery stone surfaces on the south side of Gore Park require immediate attention. In addition, the costs of this type of remedial work are expected to be about 50 to 70 percent of the costs of total reconstruction with architectural patterned concrete, or interlocking concrete pavers.

Based on research in the United States on the slip resistance of walkway surfaces, human gait, and footwhere properties [7], the Gore Park bus stop areas represent high risk personal injury areas. The bus stop zones are areas where elderly pedestrians with reduced physical abilities are exposed to dangerous walkway surfaces. The proposed remedial option offers an opportunity to address the dangerous walkway conditions without a need to rehabilitate all of Gore Park. In addition, the costs of this type of remedial work are expected to be about 50 to 70 percent of the costs of total reconstruction with architectural patterned concrete, or interlocking concrete pavers.

The estimated total construction costs for the complete reconstruction options, excluding 7 percent GST and including quality control testing and inspection, are \$288,000.00 for architectural patterned concrete, and \$184,000.00 for interlocking concrete pavers.

FD

DEPARTMENT OF PUBLIC TRANSIT

MEMORANDUM

TO: Gore Park Review Team
FROM: Transit Shelter and Public Service Facilities Review Group
SUBJECT: Accommodating Transit Shelters in Gore Park DATE: 1992 December 23

Introduction

The Transit Shelter and Public Service Facilities Review Group has met recently to review and discuss the various alternatives to accommodate transit shelters within the Gore Park area. The following report details the need for shelters in this area and evaluates several alternatives to accommodate this need.

The current objective of the Gore Park Review Team is to review each alternative outlined in this report and eliminate the least desirable. The remaining options would undergo a more detailed examination. The results of these in depth studies will be presented at a future Gore Park Review Team meeting where they may be incorporated into the final committee report.

Background

The south leg of King Street between John Street and James Street is an integral part of the Hamilton Street Railway's downtown transit terminal. Eight routes stop along this portion of roadway where approximately 6,000 H.S.R. customers (a large portion being seniors) board and alight buses on an average weekday (see attached figure 1).

Currently, customers waiting to board the bus at these stops have no protection from the elements, and with the wind tunnel effect from the surrounding buildings, the weather can be quite severe at times.

Over the past several years, the H.S.R. has undertaken the installation of over 400 transit shelters throughout the region. One of the few remaining areas that warrants shelters is this portion of the downtown transit terminal.

Based on the above, it is apparent that there is a urgent need for shelters in this area. In addition, it is the recommendation of the Transit Shelter Review Group that every measure be taken to accommodate the installation of shelters that complement the various functions and themes of Gore Park.

Analysis of Alternatives

Several proposals to accommodate shelters within Gore Park have been developed and their advantages and disadvantages were defined.

Alternative #1 - Canopy on the South Side of King Street

This alternative would involve the construction of a canopy style shelter which would extend from the buildings along the south side of the south leg of King Street, opposite the park.

Advantages

- offers some protection for transit users
- provides a continuous covered walkway for pedestrians
- could increase revenue for adjacent businesses
- relatively inexpensive
- no alterations to existing H.S.R. bus routings
- little or no effect on H.S.R. operations

Disadvantages

- would require transit users to cross the street in order to board the bus
- safety concerns (midblock pedestrian crossings)
- shelters would not be fully utilized by transit customers due to distance from bus stop
- shelters would be located in a more somber area of the park

Alternative #2 - Contra-flow Transit Lanes

Similar to alternative #1, this option would have shelters constructed along the south side of King Street. In addition, H.S.R. buses would follow a contra-flow routing (see attached Figure 2), so that passengers would board and alight from the south side of King Street directly adjacent to the shelters

Advantages

- offers protection for transit users
- provides a continuous covered walkway for pedestrians
- could increase revenue for adjacent businesses
- increased access to GO Transit Station on Hunter St.
- increases open space in the park due to removal of queueing transit customers

Disadvantages

- capacity problems created due to loss of traffic lane on John St. and James St.
- loss of loading bays on the east side of James St. and the south side of King St.
- bus stops would be adjacent to existing and potential sidewalk cafes
- shelters would be located in a more somber area of the park
- safety concerns - separation of traffic lanes and pedestrians
- would involve realignment of the curb radius at three separate intersections
- high costs involved in roadway realignment
- additional operating costs for H.S.R. due to increased travel time

Alternative #3 - Realignment of Curb and Sidewalk

This concept would involve realigning the curb on the north and south sides of King St. between Hughson St. and James St. (see figure 3). Due to the sensitive area surrounding the cenotaph, the existing roadway geometrics between John and Hughson would remain essentially untouched. With the resulting increase in sidewalk width, shelters could then be placed adjacent to the bus stops with little or no effect on the abutting park area.

Advantages

- offers protection for transit users as well as park users
- little or no effect on H.S.R. operations
- shelters located in a better lit area of the park
- increases the capacity of the park
- no alterations to existing H.S.R. bus routings
- shelters could incorporate other park elements (i.e. poles, benches, telephones, waste collection, etc.)

Disadvantages

- high costs involved in roadway realignment
- loss of potential sidewalk cafe area on the south side of the street
- loss of existing parking bays
- no bus shelters at stop adjacent to cenotaph

Alternative #4 - Shelters Adjacent to Existing Bus Stops

No changes or alterations to the roadway, sidewalk or park area would occur with this alternative as transit shelters would be installed directly adjacent to the bus stops in Gore Park.

Advantages

- offers protection for transit users as well as park users
- no effect on H.S.R. operations
- shelters located in a better lit area of the park
- no additional costs
- shelters could incorporate other park elements (i.e. poles, benches, telephones, waste collection, etc.)

Disadvantages

- could be controversial - poor public perception
- loss of open space in the park (increased clutter)
- no bus shelters at bus stops adjacent to the cenotaph

Alternative #5 - Centralized Shelter within Gore Park

This option would see the installation of one centralized shelter within the park to service all bus stops. No changes or Alterations to the roadway, sidewalk or park would occur.

Advantages

- offers some protection for transit users as well as park users
- no effect on H.S.R. operations
- shelters located in a better lit area of the park
- no alterations to existing H.S.R. bus routings
- no additional costs
- shelters could incorporate other park elements (i.e. poles, benches, telephones, waste collection, etc.)

Disadvantages

- could be controversial - poor public perception
- loss of open space in the park (increased clutter)
- no bus shelters at bus stops adjacent to the cenotaph
- shelters not directly adjacent to bus stops

Alternative #6 - Removal of Transit Routes from South Leg of King Street

The most complex and controversial alternative, this option would see all transit routes removed from the south leg of King Street and redistributed throughout the downtown area where shelters could be accommodated easier.

Advantages

- removes visual clutter from park area (buses and queueing passengers)
- increase park capacity

Disadvantages

- alter existing transit customers travel patterns
- major impact on H.S.R. operations
- could raise transit costs due to increased travel time
- loss of park utilization
- could result in loss revenue to adjacent businesses
- could impact on the capacity of surrounding streets

Alternative #7 - Existing Conditions

This final option would involve maintaining all existing conditions with no alterations to the park, roadway, bus stop and bus routes.

Advantages

- no risk of controversy - poor public perception
- no effect on H.S.R. operations
- no effect on the existing functions of the park
- no costs involved with the installation of shelters

Disadvantages

- H.S.R. customers and park users continue to endure poor weather conditions
- opportunity to incorporate other park elements with shelters is lost (i.e. poles, benches, telephones, waste collection, etc.)

Conclusions

In reviewing the above, it is evident that no perfect solution to the problem exists and further study of the alternatives is required. However, through discussion by the entire Gore Park Review Team, it is hoped that several of these options can be eliminated and only two or three would be studied in depth.

/DR

attach:

EXISTING CONDITIONS

KING STREET EAST

GORE

PARK

MAIN STREET EAST

JAMES
STREET
↓

HUGHSON
STREET

JOHN
STREET
↑

HUNTER STREET EAST

T.H. & B. STATION

figure 1

ALTERNATIVE #2 CONTRA FLOW TRANSIT LANES

KING STREET EAST

GORE

PARK



MAIN STREET EAST

JAMES
STREET

HUGHSON
STREET

JOHN
STREET



HUNTER STREET EAST

T.H.&B. STATION

figure 2

ALTERNATIVE #3

REALIGNMENT OF CURB AND SIDEWALK

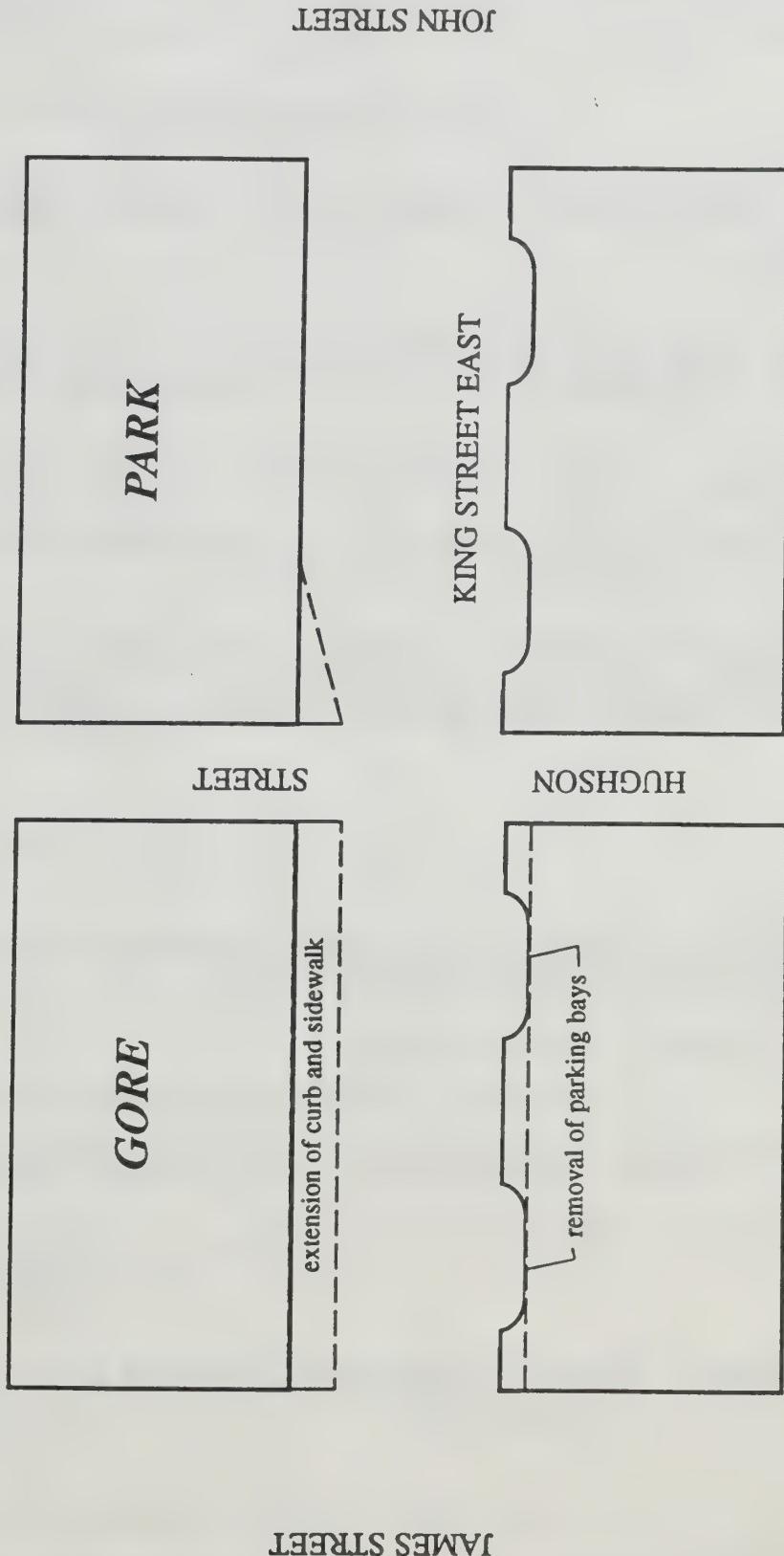


figure 3

GORE PARK REVIEW TEAM

LIGHTING AND SECURITY SUB-COMMITTEE REPORT

A preliminary review of the permanent lighting in and around Gore Park has been undertaken as requested by the Review Team. Special event lighting was not reviewed.

Mr. Steve Barley, CET obtained light level readings in Blocks 1 and 2 on 1990 October 03. These readings are indicated on Drawings ES-1 and ES-2, attached to this report. An evening investigation of the lighting and Park use was conducted by Mr. Chris Firth-Eagland and Mr. Lawrence Stasiuk on 1990 October 17.

As a result of these investigations and subsequent discussions, we have concluded that the existing lighting of Gore Park is inadequate. Corrective measures will be required to achieve lighting objectives. Comments are provided below and on Drawings ES-1 and ES-2.

PROBLEMS

1. Park lighting is normally done for specific purposes or objectives. For Gore Park these purposes may have been the following:
 - a) Security
 - personal safety
 - protection of property/discourage vandalism
 - b) Directional - highlight walkways to direct people through the Park
 - c) Definition of Space and Activity Areas
 - transit zone
 - performance area
 - pavilion
 - d) Feature Lighting - to highlight special elements of the Park i.e. cenotaph, monuments and fountains.

- e) Accent Lighting - to accentuate elements of the park to create and/or enhance a particular mood ie. uplighting of trees, mini lights in tree branches.

The lighting in Gore Park fails to meet these objectives.

- 2. The light levels are too low for a high use park in the centre of a major urban commercial zone. Many areas of the park receive virtually no illumination. As shown on the drawings, the average footcandle readings in Blocks 1 & 2 is 0.35 and 0.4 fc. Many areas have a reading of 0.1 fc. It may be more appropriate to have a minimum level of 0.5 fc in casual use areas and 1.0 to 1.5 fc in heavy use areas. By comparison, King Street East and James Street (classified as major commercial roads) have average footcandle readings of 2.0 fc.
- 3. It appears that there was no attempt made to provide proper park lighting. Almost all pole mounted luminaries are located around the perimeter of the park. The primary purpose was to illuminate the streets and transit mall and not the park. The park does receive some spillover light, however, this is not adequate. There are four pole mounted lights around the Queen Victoria monument, but the illumination is so low to be almost non-existent.
- 4. There are many other maintenance and safety issues associated with the existing lighting and electrical distribution system. These include:
 - a) Electrical duplex receptacles are mounted in the poles of the street lights approximately 2 feet above grade. Many of these do not have covers. There is the potential for children to be injured if they play with these.
 - b) Pole lights in paved areas have loose gravel around their bases. The gravel is sometimes kicked out of its area onto the sidewalk which exposes a lip around the pole base. This is unattractive and a potential trip hazard.
 - c) There are many wires hanging from the trees which could invite someone to grab them.
 - d) Mini lights in the trees are a maintenance concern with respect to bulb replacements, tree pruning and repositioning the strings of lights as a result of tree growth.
 - e) Lighting in the fountain was not functioning properly.
 - f) The finish on many light and traffic poles is in poor condition. This includes peeling paint from galvanized surfaces, scratches and rust.

RECOMMENDATIONS

1. Establish objectives for improving the security and aesthetic aspects of lighting Gore Park.
2. Prepare a lighting concept plan, design guidelines and an implementation strategy to achieve these lighting objectives.

FUTURE ACTION

1. Conduct further study of existing conditions.
2. Obtain comments regarding park lighting from park users.
3. Prepare lighting objectives, concept plan, and design guidelines.
4. Prepare an implementation strategy with cost estimates.

LS/mc

Attachment

NOTE
FOR LIMIT OF CONSTRUCTION REFER TO
DRAWING L-3

HUGHESON STREET TO JOHN STREET
BLOCK 2

GORE PARK LIGHT LEVELS

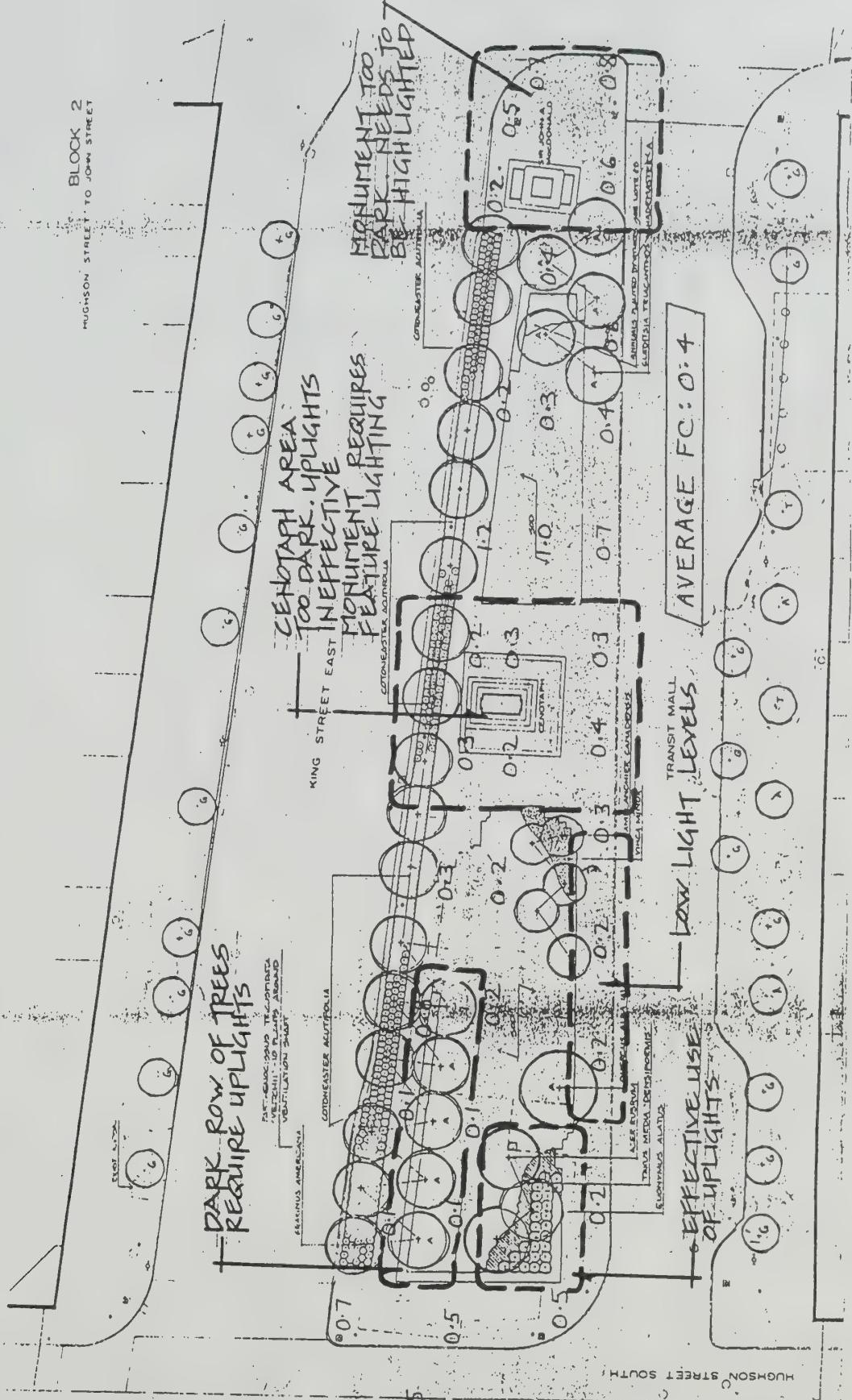
READINGS TAKEN
OCT. 3 '90

ALL READING IN FOOTNOTES

PARK ROW OF TREES REQUIRE UPLIGHTS

READINGS TAKEN
OCT. 3 '90

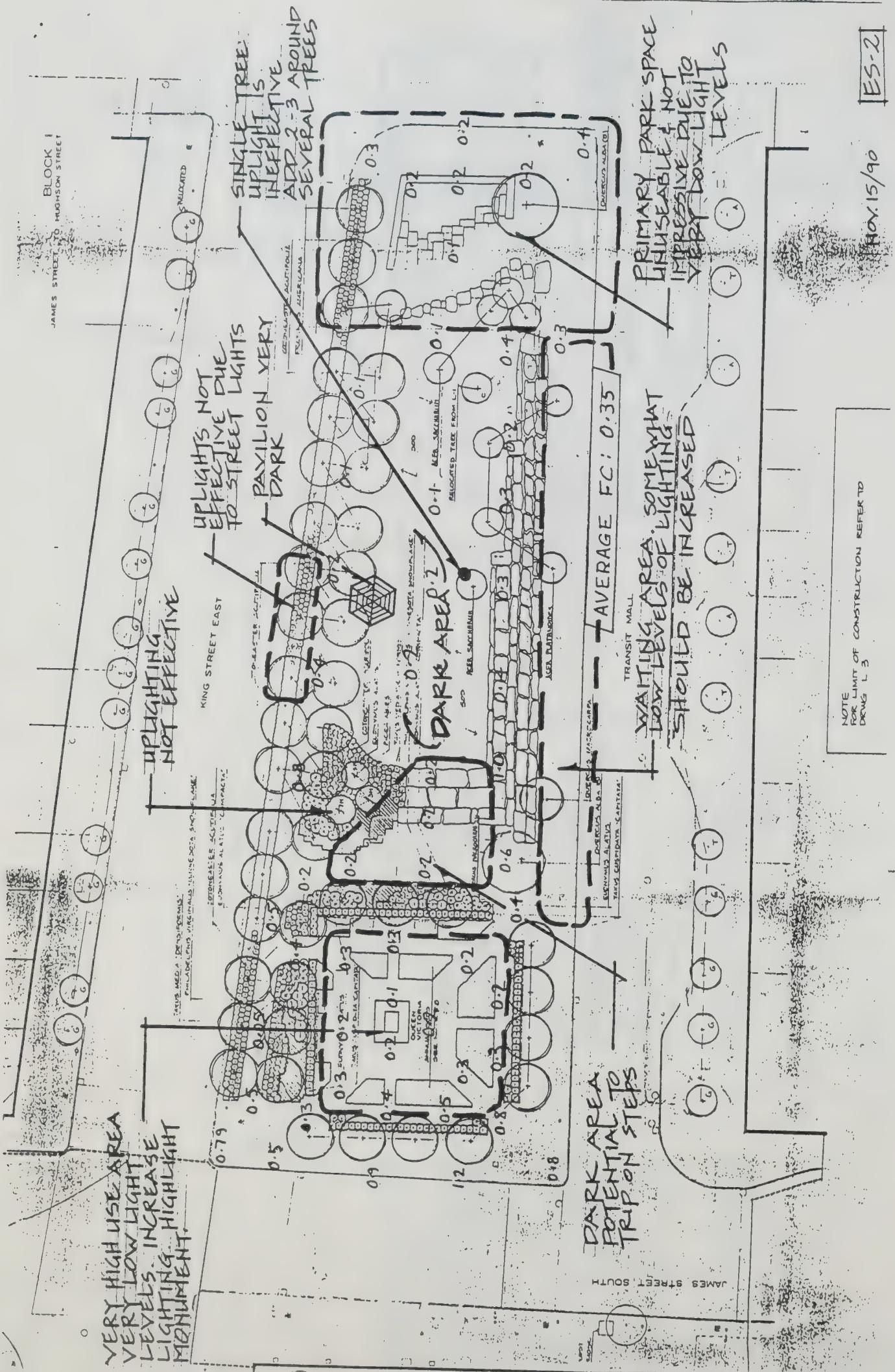
ALL READING IN FOOTNOTES



L-STAKSUK Nov 15/90

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JAMES STREET TO HUGHSON STREET BLOCK I



DRAFT

THE CITY OF HAMILTON

GORE PARK REVIEW TEAM

DRAFT REPORT

of the

DESIGN GUIDELINES REVIEW GROUP

January 5, 1993

Team Members:

Chris Firth-Eagland
Vladimir Matus
Lawrence Stasiuk

DRAFT GUIDELINES FOR GORE PARK

FOR DISCUSSION

INTRODUCTION

Gore Park plays a unique role for the City of Hamilton. It is both a symbol for the City and Region, with cultural and historic significance, as well as, a dynamically evolving public open space.

The Park caters to a wide variety of needs and functions to serve the requirements of a broad and diverse groups of users. Over the past 150 years, the Park has experienced many changes in user preferences and undergone significant physical modifications to meet these preferences. Often times, modifications have been done without consideration of the impact on the Park as a whole or on the long-term effects.

Currently, Gore Park is experiencing many problems relating to maintenance, user safety, its appearance and staging a variety of activities. These problems are placing pressures to further modify the Park.

These Design Guidelines will act as a series of mandatory and discretionary measures that will guide the design of future modifications to the Park.

It is not the intent of these design guidelines to advocate a redevelopment of Gore Park, but rather to work within the context of the recently redeveloped park. These guidelines are intended to direct future modifications to the Park in a coherent manner to ensure that the design objectives are met.

BACKGROUND

A. **Role of the Park:**

Gore Park serves many roles. They are as follows:

- . public open space (passive green space)
- . cultural and historic symbol for the city
- . site of honour for three monuments
- . focal point for the downtown
- . assembly space for special events
- . transit mall for H.S.R.

These roles should be maintained.

B. User Groups:

The park caters to a broad diverse group of users with different needs and behaviour patterns. Some of these users are:

- shoppers
- downtown workers
- people with disabilities
- blind and visually impaired people
- neighbourhood residents
- transit patrons
- tourists
- seniors
- B.I.A.
- teenagers
- war veterans

These users must be accommodated in the park.

C. Activities:

Many events and activities take place in Gore Park. Some of these are:

- B.I.A. promotional events
- War veteran's commemorative ceremonies
- New Years Eve celebration
- Sidewalk performers
- individual passive pursuits

Spaces must be properly designed to accommodate these types of activities.

D. Current Park Design:

Gore Park underwent a major redevelopment in 1984 which resulted in the creation of new spaces and the introduction of new site furnishings and materials. Unfortunately, many of the site furnishings and spaces have not been planned to properly serve current activities very well.

The park is a collection of individual spaces, arranged in a linear pattern. For the most part it appears that each space has been designed with only one purpose in mind. This approach has made it very difficult to accommodate other activities.

The character of the spaces are linked together by a natural flagstone walkway, the same style bench and a wrought iron fence. Many site furnishings and materials have not been able to perform as anticipated and have become maintenance and liability concerns.

E. History

Although the site for Gore Park dates back to the original founding of the City in 1816 by George Hamilton, its transformation into a landscaped park first occurred in 1860, to celebrate the Prince of Wales' visit. Even so, Hamilton's scheme counts among the earliest urban parks in Ontario, in the company with Toronto, Kingston and Niagara-on-the-Lake examples.

Hamilton's Gore Park, however, is unique: it is not only a downtown park -- it is also the City's major public square which has served the community continuously in many significant ways.

From its pre-confederation origins to the present day, Gore Park has marked both the geographical and commercial heart of the City. It has also served as the central point in the city's public transportation network, as the trolley and bus systems developed.

In keeping with the trends of mid-nineteenth century landscape architecture, Gore Park was conceived as a garden park open to the public, an island of trees and plants, a "breathing space" in the downtown core. Its survival as a garden park today reflects its Victorian origins of over 130 years ago.

Perhaps it is its additional role as Hamilton's main urban square which most distinguishes this park. The Gore has always served as the city's focal point, a place where people traditionally have gathered to celebrate, protest and remember as a community.

As a result, the well-being of Gore Park has been a matter of the highest importance to Hamiltonians -- it is the object of civic pride and an integral part of the city image. Throughout its history, there had always been a fine balance between maintaining the historical continuity of the park and allowing changes to meet the needs of each generation. In the post-war years, however, as the lifespan of the original treescape and park decoration has come to an end, there has been an every increasing swing away from the original design.

The success of Gore Park, however, depends on a critical balance between continuity and change, between maintaining this basic "garden park-public square" concept and allowing appropriate contemporary modifications within this framework.

DESIGN OBJECTIVES

1. To maintain and reinforce of the role of Gore Park as a strong symbol for the City and as an important public open space.
2. To ensure the Park meets the needs of the wide group of users.
3. To reinforce an appropriate process of change via a reporting structure through one committee of council to ensure programming and modifications to the Park are coordinated and consistent with the approved design guidelines.
4. To establish a Gore Park Precinct within the Central Business District (C.B.D.) and develop policies and guidelines to encourage compatible development for adjacent land uses in the "heart" of the City, and to protect the Park from unpleasant winds and shadows, and to encourage a vibrant street life and commercial atmosphere.
5. To preserve Gore Park's traditional, triangular-shaped, island park. (While the trees, plants, walkways, fountain and monuments have all changed since the Park was first layed out, the Park itself-location, shape and size-has remained constant and is essential to maintaining its historic character.)
6. To preserve and enhance the public garden aspect of the Park in order to continue its traditional role as a pleasant public oasis in the middle of downtown.

DESIGN THEME STATEMENT

The theme of Gore Park should reflect the traditional role of the park - as an urban garden; as a meeting; and as the heart of the city.

Currently, Gore Park lacks a strong theme. It is an eclectic assembly of victorian, contemporary and rustic elements. Perhaps, poorly planned public spaces and a weak symbolic theme are two reasons why Hamiltonians are disappointed with the new Gore Park.

Since to a large extent we must live within the context of the recently redeveloped Gore Park, each step in replacing or reworking elements of the Park should bring us a step closer to unifying the theme and role of the Park.

The appearance of Gore Park should reflect the importance with which Hamiltonians regard their first park - as a source of civic pride and an integral part of the city image. It should also respect the distinct historic, cultural and physical elements of the Park and surrounding area.

GENERAL DESIGN GUIDELINES

1. The human functional requirements of the park must be balanced with the artistic and decorative appearance.
2. Design details for landscape and architectural components shall be of very high quality and contribute to a coordinated unifying theme.
3. The design of the park should provide a safe environment for all users during the day and night, all year round.
4. Ensure accessibility to all user groups, i.e. people with disabilities, blind and visually impaired people, elderly, etc.
5. Provide a high level of maintenance commensurate with the profile of the park.
6. Provide a retreat from the urban daily working pace and pressures.
7. Maintain historical links with the long-standing "place of honour" role of the park, i.e. statues of Queen Victoria and Sir John A. MacDonald, the Cenotaph, and the distinction of being one of the first public parks in Ontario.
8. Recognize the park as a dynamic urban public open space which must evolve to satisfy the needs of a changing public. Evaluate current needs and new functions in a holistic manner and in the context of the success of past form and function. Effect modifications within context of design objectives and guidelines.
9. Maximize the comfort and use of park patrons by buffering unpleasant winter winds, and to encourage the design of new buildings on adjacent lands to prevent unpleasant wind effects, and to minimize shadows being cast onto the park. Implement methods to maximize solar exposure to the park by carefully shaping and placing new buildings on adjacent lands, and by using reflective materials to direct sunlight into the park.
10. Encourage the social interaction of park users.
11. Park materials and site furnishings should perform as intended, be vandal resistant, and not require excessive maintenance.

-
12. The Park's natural landscape of plants, grass and trees must be well maintained and kept in a healthy state, using replacements when necessary.
 13. The Park design should be guided by a coordinated unifying theme; extraneous clutter should be avoided.

SPECIFIC DESIGN GUIDELINES

Proper site development is of prime importance in enhancing the use and total image of Gore Park. The careful design, placement and treatment of activity areas, transition zones and site elements are critical to successfully achieving the design objectives and unifying theme.

Whereas the General Design Guidelines are intended to provide an overall direction for the planning and design of Gore Park, the Specific Design Guidelines provide site specific design and development principles and recommendations to guide modifications to Gore Park, within the context of the General Design Guidelines, to achieve the design objectives and unifying theme.

Specific Design Guidelines are presented under the following categories:

Site Components

- a. Activity Areas and Transitions Zones
- b. H.S.R. Transit Mall
- c. Monuments
- d. Fountains
- e. Walkways
- f. Planting and Landscaping
- g. Furnishings
- h. Kiosks, Telephone Booths and Newspaper Boxes
- i. Shelters and Structures
- j. Lighting
- k. Utilities
- l. Artwork
- m. Signs
- n. Advertising
- o. Temporary Displays i.e. Christmas

A. Activity Areas and Transition Zones

Gore Park is comprised of a collection of activity areas connected by transition zones. Most of these areas have been designated for only one purpose which does not allow the park to properly serve as a multi use facility. Generally, the activity areas and transition zones work well in blocks 2 and 3 (Hughson to Catharine Street) and only require minor improvements to solve maintenance and operation concerns.

The activity areas in block 1 (James to Hughson) and specifically the "stage" area east of Queen Victoria, lawn/gazebo area, fountain area and the bus stop zone, do not properly serve the current uses. These areas need to be re-examined with respect to all of the activities currently being programmed here and redesigned to better suit these uses.

Any modifications to activity areas must meet the general design guidelines and the overall design objectives of the park. Consideration should be given to provide a better relationship between these areas to allow activities to spill over onto adjacent spaces.

B. H.S.R. Transit Mall

Gore Park serves as a major transfer point for the H.S.R. transit system, linking mountain residents to the downtown core and lower city routes. Each day, thousands of patrons are served by the eight bus routes which converge here.

It is recommended that because of the importance of this transfer facility and the high volume of users that assemble here, improvements should be made to make the area safer, barrier free, and more comfortable for the users.

There are several serious problems with the flagstone walkway adjacent to the bus stops. A steep cross pitch (up to 6%) and smoothly worn surface make the walkway very slippery at times and difficult to maintain one's balance. The steep cross pitch is especially a problem for seniors and wheelchair users. This walkway should be reconstructed to correct these problems. (Refer to report on Walkways marked 2(a)).

Another problem on the walkway is the barriers created by the many poles, light standards, benches and other site furnishings. The location of these elements interfere with pedestrian traffic flow and are obstacles to people with visual impairments. These elements should be relocated off of the main walkway path. The recommendation of the Region of Hamilton-Wentworth Ramping and Pathway Subcommittees should be applied in the redesign of the walkway.

The H.S.R. has expressed a desire to install shelters to make the waiting area more comfortable for its customers in inclement weather. This is a sensible idea, however, because of the impact the shelters will have on the character of the park, public input and support should be sought for the design and location of the shelters. It is recommended that the shelters be sensitively designed to be compatible with the character and theme of Gore Park.

The lighting levels along the bus stop walkway are low making the area somewhat uncomfortable for evening users. The illumination in these areas should be improved. (Refer to report on park lighting problems marked 2(c)).

C. Monuments

There are three major monuments in Gore Park. These are the Cenotaph, the statue of Queen Victoria and of the statue of Sir John A. MacDonald with two military cannons. These monuments are strong symbols of our cultural heritage and should be retained. The immediate area must be maintained in a dignified manner.

Because of the limited space in Gore Park and the heavy use it experiences, it is not recommended to install any more monuments in the park. Any request to do so should be referred to an alternate site in the city.

Cenotaph - The cenotaph and its immediate surrounds are considered as "sacred ground" and that a "zone of dignity" exists beyond the memorial. An area has been identified on the park plan which illustrates these zones.

Zone A (Highest Control)

1. In the immediate vicinity of the Cenotaph there will be no physical "elements" permitted which compete with the visual and social role of the memorial.
2. Programmes and organized activities not originating from the War Veterans Committee are not permitted in this zone.

Zone B (Moderate Control)

1. In the area outside the immediate environment of the Cenotaph there will be no structure which competes visually with the memorial. This "zone of dignity" is clearly identified on the park plan.

2. Programmes and organized activities not related to the War Veterans programs are permissible, providing that they are carried out with a measure of respect for the Cenotaph.

It is noted that the role of the Cenotaph and its immediate environment extends beyond that of a monument, and that it is in order to meet other passive demands that the following guideline is suggested:

The Cenotaph area will remain open, without physical obstructions that will interfere with pedestrian movement and the use of the area for passive pursuits such as sitting and reading.

D. Fountains

The fountain in Block 1 was identified as a major problem. The complex electrical and mechanical system of automated water level controls, wind sensor controls, relays, solenoids, etc., is repeatedly breaking down. Local service representatives, including the original installer, have been unable to solve the ongoing problems satisfactorily.

There has been approximately \$10,000.00 spent in 1991 on the system, and for two years the fountain has been non-operational for a major portion of the season.

Gore Park Review Team members identified the water feature as an important part of the park and recommend that the fountain be intensively reviewed towards providing a reliable, interesting display with low maintenance requirements. This could involve retaining a capable consultant to complete the review, replacing some of the complexities in the existing system and possibly contracting out the ongoing maintenance programme.

Improvements to the design of the fountain that would improve the quality of the display and increase the ambience of the immediate environment around the fountain are suggested. These suggestions include providing a visible water pool, a dynamic display which could be varied according to season and the provision of seating adjacent to the fountain.

The fountain in Block 3 near the Royal Connaught Hotel currently functions well. No changes are required there.

E. Walkways

The flagstone walkways within the park have been identified as one of the most serious problems to be addressed in this review. There have been continuous repairs required each year to replace lifting and spalling stones. There are many claims against the City each year for pedestrians who suffer falls as a result of the uneven surface of the walks. Improper expansion joints in the base slab cause the veneer of flagstone to shift, crack and loosen during periods of temperature-related contraction and expansion. Salt damage and poor stone quality were also identified as factors in the poor condition of the walks. Because of these problems, a consultant has been retained to specifically study the walkways. The consultants report is included in 2(a).

F. Planting and Landscaping

1. **Perimeter Plantings** - The existing plantings are not providing a good show. The poor quality of the soil in shrub and flower bed areas is the main factor. The heavy clay loam soil is, in many instances, graded to a level much higher than the adjacent walkways. The erosion run-off from the beds is unsightly and the grading does not allow water percolation into the planting beds. Since the soil grading is dependent upon the elevation of the tree root balls, lowering of the soil is not possible. A retaining wall or edge system adjacent to the walk should be investigated. In addition, soil replacement and a new planting scheme with more suitable plant material has been recommended.
2. **Trees** - Those trees which have been planted into tree pits in the walkway areas are now under extreme stress, and many have died. A new planting specification has been prepared which, when utilized, will allow greater air and water circulation to the tree roots.
3. **Turf Wear** - The turf is worn out each year in many areas throughout the park. Salt damage and foot traffic are the main factors. An ongoing replacement programme was identified as the most suitable solution. The area adjacent to the bus stops in Block 1 will be considered for other treatments rather than turf.

G. Furnishings

1. Benches

The current bench used in Gore Park is the "Comfort Bench" Style #716-6 manufactured by Toronto Fabricating Co. This is an old-fashioned style bench with cast legs and wood slats.

The bench adequately serves the park and should be retained. No other style of bench should be combined with this one. Consideration should be given to replacing all red oak slats with hard maple slats to reduce the annual refinishing work required on the red oak benches, and to installing centre arms to discourage sleeping. This centre arm should match the design and materials of the leg casting. If at some time in the future it is decided to change the style of bench, it is recommended to replace all of the benches with one style to ensure a coordinated appearance throughout the park.

2. Litter Containers

The current litter containers do not properly serve the park, are a maintenance concern and are not visually coordinated to the other styles of the site furnishings. It is recommended to replace all litter containers with a unit which satisfy these concerns.

3. Individual Seats

Consideration should be given to providing areas of individual seats which can be rearranged to provide intimate areas for private discussions. This would encourage more social interaction in the park.

These seats should be heavy enough to discourage them from being removed from the park, but light enough to permit them to be moved into different configurations. The style should match the benches.

H. Kiosks, Telephone Booths and Newspaper Boxes

Space is very limited in Gore Park, therefore newspaper boxes should not be installed in the park. It is recommended to place them on the sidewalks on the opposite side of all adjacent streets in closer proximity to the commercial businesses.

Kiosks and telephone booths should be clustered and located to serve the public but not to interfere with pedestrian traffic flow or adversely affect activity areas or the aesthetics of the park. Consideration should be given to incorporate them into the proposed transit shelters to reduce park clutter and barriers, i.e. integrate into the support posts.

I. Shelters and Structures

See 2(b)

J. Lighting

The problems and recommendations associated with the lighting of Gore Park has been addressed in a separate report. Refer to 2(c).

K. Utilities

For the purposes of these guidelines, utilities refer to hydro, water and drainage services and associated equipment.

Given that Gore Park is a prestigious location in the downtown core and that the design intent is to maintain a high quality park with a superior level of aesthetic appeal, the placement and detailing of these utilities should respect these objectives and be integrated into the park in a complementary manner. For example, overhead wires should not be installed unless required for a temporary display or event. All equipment such as electrical service boxes, manhole covers and access covers should be designed to blend into its surroundings and be detailed to enhance the character and prestigiousness of the park and not convey a low quality or utilitarian image.

L. Artwork

Art in public places not only can enhance the aesthetics of a space, but can reflect cultural values of a society and stimulate individual contemplation. Because of these benefits, it would be appropriate to include some pieces of art in Gore Park or in surrounding areas.

Gore Park is a very prestigious place in the City of Hamilton, but is unfortunately very limited in space. It is recommended that specific criteria and policies be prepared for the selection and placement of art in Gore Park.

Consideration should be given to designating one or two specific locations for the display of artwork. Because of the demands by artists and the public to have their work presented in the park, the practice of displaying artwork on a temporary rotating basis should be promoted.

There are several benefits to having rotating displays which include providing everyone with the opportunity to exhibit their pieces in the park and to keep the appearance of the space fresh with a new piece resulting in a renewed interest with each change. A temporary display would also provide an opportunity to increase public awareness about a specific issue or event at the most appropriate time. Examples of this could have been the donation of the Japanese Stone Lantern by Fukyama, Japan to promote mundialization or to commemorate a distinguished individual or event. The long term intent is to relocate these displays to a permanent location in another part of the city.

M. Signs

The character and image of the park could be enhanced with a park name sign. This sign should be custom designed to coordinate with the theme of the park and reflect the prestigious location.

By-law signs should be limited to the minimum number necessary to convey the information and carefully sized, designed and installed to not detract from the aesthetics of the park.

No other types of signs are encouraged in the park. All proposed signs should be approved by the Manager of Parks.

N. Advertising

No commercial advertising should be permitted in the park. Any other types of advertisements or notices should be limited to the kiosks and be approved by the Manager of Parks.

O. Temporary Displays

The annual Christmas displays are very popular with the public and should be continued. The existing displays and practices are compatible with the park.

Any new Christmas displays, or other types of temporary displays, should be approved by the Manager of Parks.

SPECIAL CONSIDERATIONS

Notwithstanding all previously noted guidelines, any changes to the park should provide for the following:

- a. Accessibility for people with disabilities
- b. Blind and visually impaired people
- c. People with mobility difficulties

The recommendations of the Regional Advisory Committee on Accessibility for people with Disabilities should be considered.

EXTERNAL CONSIDERATIONS

There are many other factors outside the boundaries of the park that have an influence on the park. These include:

- a. Adjacent Land Uses
- b. Architectural Character Around the Gore
- c. Streetscape Treatment
- d. Traffic

These should be considered when designing any changes to Gore Park.

GORE PARK REVIEW TEAM

PROGRAMMING SUB-COMMITTEE REPORT

A Sub-Committee comprised of representatives from the Downtown Hamilton B.I.A., the Public Works and Culture and Recreation Departments analyzed the various uses of Gore Park based on past programme statistics and maintenance demands on the Park. Events held in the Park from 1990 to 1992 varied in size and impact on the Park and a review by the Sub-Committee established short-comings in the Park's infrastructure, maintenance and design, with the objective of planning comprehensive strategies to meet and enhance the unique role of the Park. Major areas of focus included:

- a) Downtown Hamilton B.I.A. requirements for services, maintenance, special events and ongoing programmes
 - b) Analysis of park users, their needs
 - c) Events (i.e. Culture and Recreation Department activities)
 - d) Seasonal aspects
 - e) Summary
- A) Downtown Hamilton B.I.A.

The Downtown Hamilton B.I.A., in 1991, hosted the following activities:

May	-	Tray Race/National Tourism Week Kick-Off
	-	Fit Day
June	-	Dutch Mini-Fair Dutch Children's Activity Day and Multi-Cultural Centre pre-Canada Day celebrations and Sidewalk Sale
	-	Aviation Week Display
July	-	Canada Day/Country Music Jamboree Summer "CITY CENTRE MUSIC/ARTS" Kick-Off Gore Park: Weekly concerts in the Park Jackson Square: Weekly concerts on the Plaza Art Gallery: Thursday concerts - 'Latin' theme Boris Brott Concerts
	-	Aquafest Activity and Shuttle to the Bay Summer "CITY CENTRE MUSIC/ARTS" continues in the three designated locations
September	-	Country Music Week '91 Concerts
October	-	Pumpkin Patch
December	-	Christmas Activities Program
January	-	New Year '92 Celebrations

The B.I.A. has since changed the strategic direction of their promotional activities and will no longer be hosting events of this magnitude in the Park.

In this past, the B.I.A. has used the Park as a marketing tool to bring potential shoppers to the B.I.A. area. After carrying out an indepth review of their B.I.A. members' needs and finding that their primarily service sector membership does not monetarily benefit from these types of activities in the Park, the B.I.A. Board of Management have decided to change their focus, adopting new objectives that will not impact as heavily on the programming of Gore Park.

B) Analysis of Park Users and Their Needs

A review of the 1990 programmes for the activities in Gore Park show the extent of the use of the Park by public groups and agencies:

Ninety-two (92) days were booked through the Culture and Recreation Department for Gore Park usage. One hundred and thirty-four (134) individual bookings were made for those days.

Of those 134 bookings:

55 Religious
52 B.I.A. and Culture and Recreation
23 Independent Community Groups
3 One Time Special Events

Times of Usage:

Morning (9-12 noon)	14
Afternoon (12 - 6 p.m.)	94
Evening (6 - 11 p.m.)	40

The bookings were between the months of March and November 1990. The months most heavily used were: July and August.

The primary users of the Park have been the Downtown Hamilton B.I.A. and the Culture and Recreation Department. Other users have included community groups and religious organizations.

C) Events (Culture and Recreation Department Activities)

The Culture and Recreation Department in cooperation with outside agencies and groups such as the Hamilton Tiger-Cats, the Downtown Hamilton B.I.A., etc. have organized both small and large-scale events that draw a variety of crowds.

These events have impacted greatly on the Park and on Municipal Maintenance Budgets.

D) Seasonal Aspects

As presented in the previous sections, the B.I.A. and the Culture and Recreation Department have been the primary users of Gore Park in all seasons including the colder months. Other activities have normally been held in the warmer seasons. Events, although recommended by the Programme Committee to be of a smaller scale than in the past, need to be spread throughout all seasons to ensure year-round activity to celebrate all seasons. Events such as ice sculptures, Winterfest, winter cultural events, etc. should be encouraged.

E) Summary

In the past, the Park has been a very active area used by the City's Culture and Recreation Department, the Downtown Hamilton B.I.A. and other users as an activity centre. Gore Park has programmable space of only 1,000 metres technically allowing for a maximum of 700 persons for any given event (1.4 metres per person). In the past, events such as New Year's Eve, Pumpkin Patch, etc. have drawn upwards of 5,000 people at any one time. Since Gore Park is, as previously noted, primarily a public open space for passive use, these events have been very hard on the Park and maintenance budgets.

The Downtown Hamilton B.I.A. along with the Public Works and Culture and Recreation Departments have given consideration to these uses and have determined that the Park is not properly suited to these activities and that the dollar returns to the local business community are small relative to costs. Other public open space such as the City Hall Forecourt and Common Wealth Square are more appropriate spaces for such concentrated levels of activity.

It is therefore recommended that events in Gore Park to be limited to a more appropriate size, calibre and theme, and that the Culture and Recreation, Public Works Departments along with the Downtown Hamilton B.I.A. propose specific guidelines to meet this purpose.

FOR INFORMATION

REPORT TO: Ms. L. Dale, Secretary
Parks and Recreation Committee

FROM: Mr. J. G. Pavelka, P. Eng.
Director of Public Works

DATE: 1990 September 7
COMM FILE:
DEPT FILE: 90-Gore

SUBJECT: Gore Park Review

BACKGROUND:

At the July 12, 1990, meeting of the Downtown Action Plan Co-ordinating Committee a decision was reached, to table the HSR's proposal for bus shelters in Gore Park. This decision was based, in part, on a request from the Public Works Department for time to complete a comprehensive review of Gore Park.

The intention of this review is to allow staff members from the Parks Division, in conjunction with representatives from various Departments and Committees, an opportunity to jointly consider the current status and future of Gore Park. There have been a considerable number of developments within Gore Park, since it's re-development in 1984.

These developments have had an impact upon the function, programming and aesthetic characteristics of the park and ultimately these changes have a significant impact upon the operating budgets of the departments involved in maintaining this site.

Due to the unique role that Gore Park plays in this community, a multi-disciplinary approach to evaluating the existing conditions and to setting guidelines for any future changes or remedial work, will be taken so that any change or enhancements can proceed in a coordinated fashion, if appropriate funding is approved by the Committee.

An initial meeting of Public Works and Community Development staff was held on August 23, 1990 to discuss maintenance issues and site conditions.

A second meeting has been scheduled for 9:30 a.m. September 14, 1990, in Room 233. At this meeting there will be representatives from D.A.P.C.O.M., CAPIC, LACAC, Veterans Committee, Urban Design Committee, Downtown Promenade BIA, Public Works, Community Development, Property Maintenance and Culture and Recreation Departments. The perspectives of the various agencies will be discussed, in order to establish a work programme for completing the park evaluation.

It is anticipated that a series of meetings of this 'ad-hoc' Gore Park Review Team, will be completed this fall.

Updates on any progress made will be forwarded to the appropriate Committees, on a regular basis.

Should you require additional information, please contact Mrs. J. McNeilly at 546-2754 or Mr. C. Firth-Eagland at 546-2465.

J.S. Pavelka

CFE/mc

cc: - Mrs. S. Reeder, Secretary, Planning and Development Committee
- Jan Pacey, Secretary, DAPCOM Committee
- J. McNeilly, Community Renewal Office

CITY OF HAMILTON

- INFORMATION -

DATE: 1991 April 17

REPORT TO: Ms. C. Coutts, Acting Secretary
Parks and Recreation Committee

FROM: Mr. J. G. Pavelka, P.Eng.
Director of Public Works

SUBJECT: Gore Park Review

BACKGROUND:

Since the fall of 1990 the Gore Park Review Team has held a series of meetings towards completing a comprehensive review of Gore Park . This review process has allowed members from various Departments and Committees an opportunity to jointly consider the current status and future of Gore Park.

Since it's re-development in 1984, there have been a considerable number of developments within Gore Park which have had an impact upon the function, programming and aesthetic characteristics of the park. Ultimately these changes have had a significant impact upon the operating budgets of the departments involved in maintaining this site.

Due to the unique role that Gore Park plays in this community, the multi-disciplinary approach to evaluating existing conditions and to setting guidelines for any future changes or remedial work, helps to ensure that any changes or enhancements can proceed in a coordinated fashion.

On April 5, 1991, at 9:30 a.m. in Room 219 the Gore Park Review Team met to receive reports from various task groups concerning the flagstone walkways, bus shelters, programming and design guidelines. In addition representatives from L.A.C.A.C. provided a historical perspective to the park and representatives from the Ramping Subcommittee of the Regional Advisory Committee for the Physically Disabled gave a presentation on the accessibility of Gore Park.

Following this meeting the Review Team will be compiling a report which documents the findings of the review. The final report and any subsequent recommendations will be forwarded to the appropriate committees of Council, for consideration.

In the interim, should you require any additional information, please do not hesitate to telephone Ms. J. McNeilly at 546-2755 or Mr. C. Firth-Eagland at 546-2465.

CFE/pw

c.e. Mrs. S. Reeder, Secretary, Planning and Development
Ms. J. Pacey, Secretary, D.A.P. Com.
Ms. J. McNeilly, Co-ordinator of Community Renewal

J. G. Pavelka

CITY OF HAMILTON

- INFORMATION -

DATE: 1991 June 4

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. J. G. Pavelka, P.Eng.
Director of Public Works

SUBJECT: Gore Park Review Team Update;
Stone Walkways

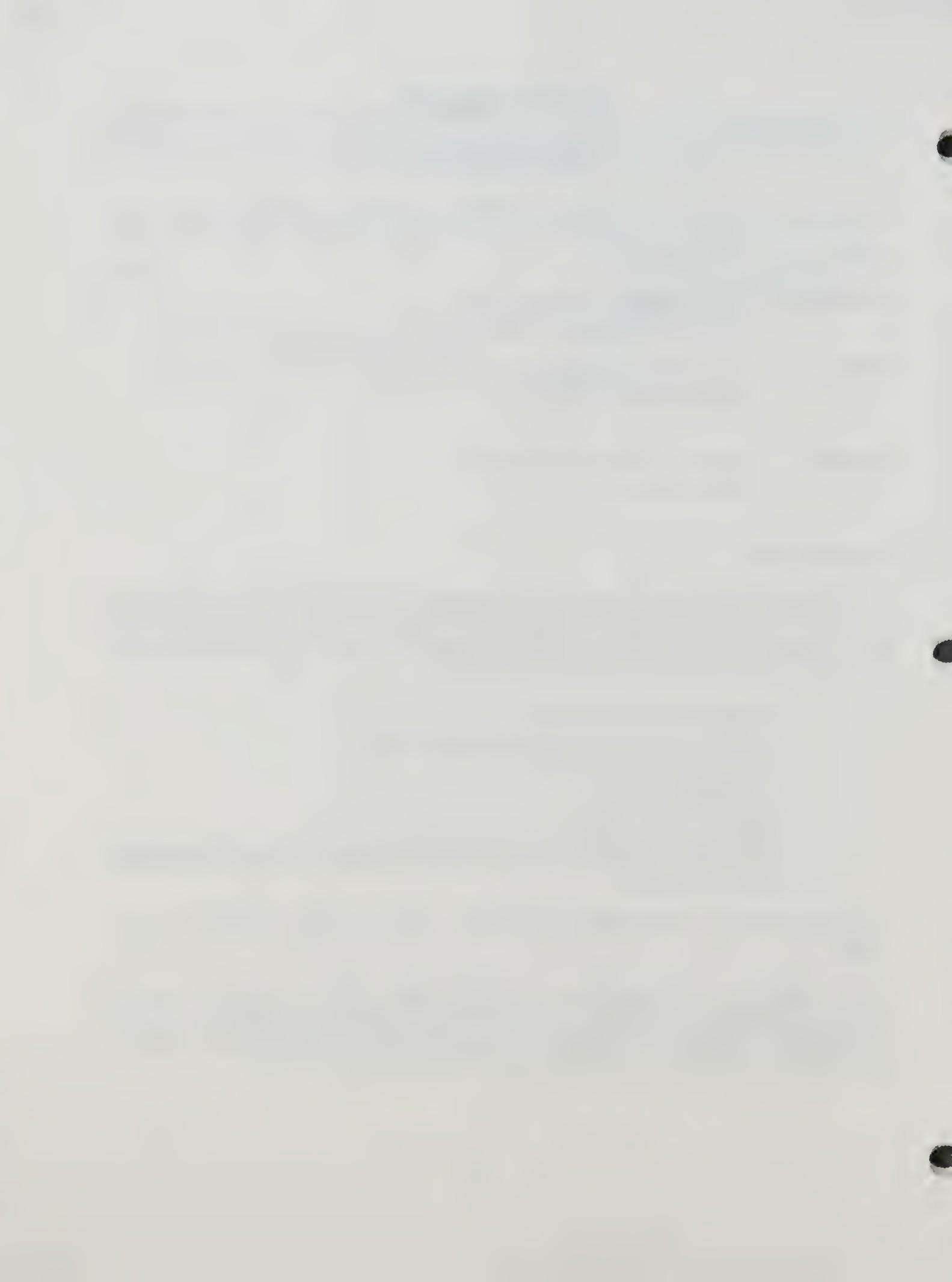
BACKGROUND:

On 1991 May 28 City Council approved a recommendation of the Planning and Development Committee to adopt the Commercial Improvement Programme Schedule which included ten thousand dollars (\$10,000.) to retain a geo-technical consultant to address the following concerns with respect to the stone walkways located in Gore Park:

1. lifting and heaving of walkways
2. polished finish on stones from pedestrians walking
3. location of expansion joints
4. deterioration of stone
5. report on base material
6. report on disabled persons access to Gore Park
7. to develop a number of repair alternatives based on costs, future rehabilitation plans and aesthetics

This report will assist the Gore Park Review Team to address the issue of costly repairs and claims.

At the 1990 July 12, Meeting of the Downtown Action Plan Co-ordinating Committee (DAPCOM) a decision was reached, to table the H.S.R.'s proposal for bus shelters in Gore Park. This decision was based, in part, on a request from the Public Works Department for time to complete a comprehensive review of maintenance issues affecting Gore Park.



5(b)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 11

REPORT TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

RECEIVED

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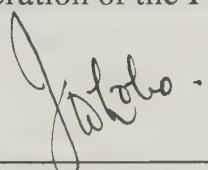
FROM: Mr. D. Lobo, Director
Public Works Department

.....
CITY CLERKS

SUBJECT: West Harbourfront Development Study

RECOMMENDATION:

- a) That the existing Capital Budget Project Submission titled "Feasibility Study - Multi Use Professional Sports Complex" be amended to "West Harbourfront Development Study" as detailed in the attached Project Submission Form, Schedule 'A'.
- b) That consideration be given in the 1993 - 2003 Capital Budget to fund this study at a cost of \$300,000.00 in 1993.
- c) That the Sports Complex Study Steering Committee be disbanded and a West Harbourfront Development Study Steering Committee be established.
- d) That staff be authorized to enter into discussions with various public agencies and private land owners in the West Harbourfront precinct concerning the City's interests in planning this area including the development of a major Multi-Use Professional Sports Complex as a possible joint public and private sector initiative.
- e) That for the purposes of this study, related tasks assigned through various sub-committees of Council will be reported through the West Harbourfront Development Steering Committee to the Parks and Recreation Committee.
- f) That the steering committee be authorized to prepare detailed terms of reference for this study, for the consideration of the Parks and Recreation Committee.


D. Lobo, Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

At its meeting held on November 3, 1992, the Parks and Recreation Committee received and forwarded for consideration in the 1993 - 2003 Capital Budget, a submission titled "Feasibility Study - Multi-Use Professional Sports Complex".

This submission requested \$300,000.00 in 1993.

In approving the recommendations of this report, the scope of the study will be altered such that the greater portion of the required funding will be used for tangible planning exercises which will serve not only to evaluate the feasibility of a multi-use sports complex, but to also provide the City with general long range development plans for the West Harbourfront precinct (see Schedule 'B' for illustration of area) and specific design master planning for the Harbourfront park.

From a staffing perspective, the overall co-ordination of this project and numerous sub-tasks will be undertaken in-house. The combined expertise of the various Civic and Regional Departments and sub-committees of Council, exceeds that of any consultant firm, in specific areas. However, consultants with expertise in areas such as site/market analysis and sport complex requirements, will form an essential component in the overall project study.

From a legal perspective, numerous initiatives will arise that require the expertise of the Law Department. Therefore, the Law Department will be kept apprised and become an important component of the study team.

BACKGROUND:

At its meeting held on August 25, 1992, City Council approved the sixteenth report of the Parks and Recreation Committee. This report recommended that the City undertake a major sports complex site/market analysis study with a focus on the waterfront.

Further, a steering committee was established to direct the study.

This steering committee met on two occasions in 1992, including a meeting on December 18 to which all Members of Council were invited. At this meeting, the steering committee was in receipt of a presentation by the Manager of Parks which focused on the advantages of amending the scope of the sports complex study. Consistent with this presentation, the steering committee endorses the amendment of the study to be a West Harbourfront Development study with a major multi-use sports complex as the focal point.

In light of the revised scope of the study, it is recommended that the sports complex steering committee composition be amended to reflect the greater diversity of skills and interests required to direct the new study.

In order that this study be completed in a smooth and comprehensive fashion, numerous sub-committees of City Council having the skills, interests and jurisdictions concerning the many facets of the study, will be required to undertake specific tasks and to provide input. The establishment of a clear reporting structure through the West Harbourfront Development Steering Committee to the Parks and Recreation Committee will facilitate the integration and coordination of this project.

The West Harbourfront precinct has been identified for the purposes of this study on the attached Schedule 'B'. Recognizing that there are many public and private agencies having interests and resources within the study area and that joint public and private sector initiatives could be integrated into a successful West Harbourfront development plan including a major multi-use sports complex, a significant role of the steering committee will involve the co-ordination of these other parties and their perspectives.

Prior to the initiation of the study, detailed terms of reference must be prepared for the consideration of the Parks and Recreation Committee. These Terms of Reference should include but not be limited to the following:

- overall study scope
- major study components
- composition of study team
- roles of staff and various sub-committees of Council
- tasks to be undertaken by consultants
- identification of affected external agencies
- opportunities and constraints
- time frames
- implementation plan
- financial implications

City Council has indicated it's support for the long range planning of a major multi-use sports complex. In addition a preference has been stated that the proposed facility be developed on the waterfront. The Sport Complex Study Steering Committee has reviewed the opportunities and constraints presented by a waterfront location and recommend that the location be within the West Harbourfront precinct.

In limiting the size of the study area for a sports complex, considerable savings can be realized in the cost of the study. The west harbourfront area presents the greatest positive potential for the development of such a facility due to its proximity to the downtown core, the high percentage of public lands in the area, the positive waterfront environment as illustrated in the recent parallel decisions by many leading cities to locate major complexes on their waterfronts, and the greatest opportunity for the private sector to provide ancillary services and contribute to a positive economic environment.

Including the development planning for the west harbour precinct within this study will provide the city with the planning tools needed to guide the development of one of this city's greatest yet untapped resources. In addition, design master planning for the Harbourfront Park site (former Lax property) will be prepared enabling phased development of this park to satisfy the city's interest in accomodating major festivals, public gatherings and increased public waterfront access. The results of the study will guide the development of an infrastructure ranging from transportation and leisure needs to economic strategies. In addition, the results of the study will form the impetus for accessing provincial, federal and private sector funding support.

The best parallel example of the positive potential of using the west harbour area for development would be that of Copps Coliseum, which through the wisdom of Council was strategically located to have the greatest positive impact upon this City. Building upon this success, developing the West Harbourfront Precinct has the potential of taking this city into the next century with a vision and purpose second to none.

(1) CFE/pw
attachments

c.c.

J. G. Pavelka, Chief Administrative Officer
P. Noé Johnson, City Solicitor
A. C. Ross, Treasurer

The Corporation of the City of Hamilton

PROJECT NUMBER _____
(Treasury to complete)1993-2002 CAPITAL BUDGET
INDIVIDUAL CAPITAL PROJECT SUBMISSION FORM

1. DEPARTMENT/LOCAL BOARD: Public Works - Parks Division
2. PROJECT NAME: West Harbourfront Development Study
3. DETAILED DESCRIPTION, STATING PURPOSE, TYPE OF PROJECT, LOCATION, ETC.:
Preparation of overall development strategies and concepts for the long range development of the West Harbourfront precinct, incorporating a major multi-use sports complex, as per Council's directive of August 25, 1992.
4. DEPARTMENTAL PRIORITY ORDER: _____
5. NATURE OF PROJECT:
 (a) MAINTENANCE OF AN EXISTING PROJECT _____
 (b) HARD SERVICE _____
 (c) SOFT SERVICE X
6. PROJECT JUSTIFICATION:
 (a) STRATEGIC DIRECTION
 (Image of the City, Quality of Life, Transportation) X
 (b) HEALTH/SAFETY/ENVIRONMENT _____
 (c) LEGISLATED BY SENIOR LEVELS OF GOVERNMENT _____
 (d) NEEDS ANALYSIS (Demand, Equitable, Cost / Benefit) _____
 (e) ECONOMIC DEVELOPMENT _____
 (f) PRODUCE JOBS IN THE PRIVATE SECTOR _____
 (g) MAINTAIN EXISTING SERVICE
 (Roads, Buildings, Other basic infrastructure) _____
 (h) REDUCE ONGOING COST
 (Staffing and/or resource requirements) _____
7. FEASIBILITY STUDY:
 (a) DATE (MONTH-YEAR): _____
 (b) GROSS COST \$ _____
8. (a) PROJECT STARTING DATE (MONTH-YEAR)
 (Year of O.M.B. approval): Jan. 1993
 (b) PROJECT FINISHING DATE (MONTH-YEAR): Aug. 1993
9. (a) GROSS COST OF PROJECT
 IN YEAR-OF-START DOLLARS: \$ 300,000
 (b) LESS PROVINCIAL SUBSIDIES: \$ _____
 (c) LESS OTHER RECEIPTS (Specify): \$ _____
 (d) NET CITY'S COST: \$ 300,000
10. (a) YEAR OF EXPENDITURE:
 - 1993 \$ 300,000 - 1998 \$ _____
 - 1994 \$ _____ - 1999 \$ _____
 - 1995 \$ _____ - 2000 \$ _____
 - 1996 \$ _____ - 2001 \$ _____
 - 1997 \$ _____ - 2002 \$ _____

11. ESTIMATE PREPARED BY:

- (a) PROPERTY DEPARTMENT - ARCHITECT DIVISION
No X Yes

(b) If no, the basis of assumptions Input from private sector consultants using broadly defined terms of reference

12. ADDITIONAL JOBS TO BE CREATED BY PROJECT:

13. ADDITIONAL ANNUAL OPERATING COST IN CURRENT BUDGET:

- | | | |
|-----|------------------------------------|-------------------|
| (a) | FIRST YEAR - DATE (MONTH-YEAR) | <u>Sept. 1993</u> |
| (b) | GROSS COST (All Inclusive) | \$ <u>NIL</u> |
| (c) | LESS RECOVERY/REVENUE | \$ _____ |
| (d) | NET CITY'S COST | \$ <u>NIL</u> |
| (e) | FOLLOWING YEAR - DATE (MONTH-YEAR) | <u>Jan. 1994</u> |
| (f) | GROSS COST (All Inclusive) | \$ <u>NIL</u> |
| (g) | LESS RECOVERY/REVENUE | \$ _____ |
| (h) | NET CITY'S COST | \$ <u>NIL</u> |

14. EFFECT OF REDUCTION IN COST, DELAY OR ELIMINATION OF THIS PROJECT:

The City requires long range development plans for the civic owned and other related properties in the West Harbour precinct. The City's interest in developing a comprehensive Waterfront plan and long range plans for a major sports facilities (football, baseball, soccer) would be set back causing potential embarrassment to the Corporation and leaving the City without the necessary documentation/strategy to deal with professional organizations/funding partners and to establish priorities for capital project financing.

15. WAS THIS PROJECT IN LAST YEAR'S APPROVED CAPITAL BUDGET?

No X Yes ____ ; If yes,

- (a) PROJECT NO. (1992-2001 Capital Budget) _____
(b) AT CITY'S COST OF \$ _____
(c) SCHEDULED TO START IN THE YEAR _____

*Signature of Department Head/
Local Board Manager*

Signature of C.A.O

Date

Date _____

16. FUNDING (Treasury Department To Complete):

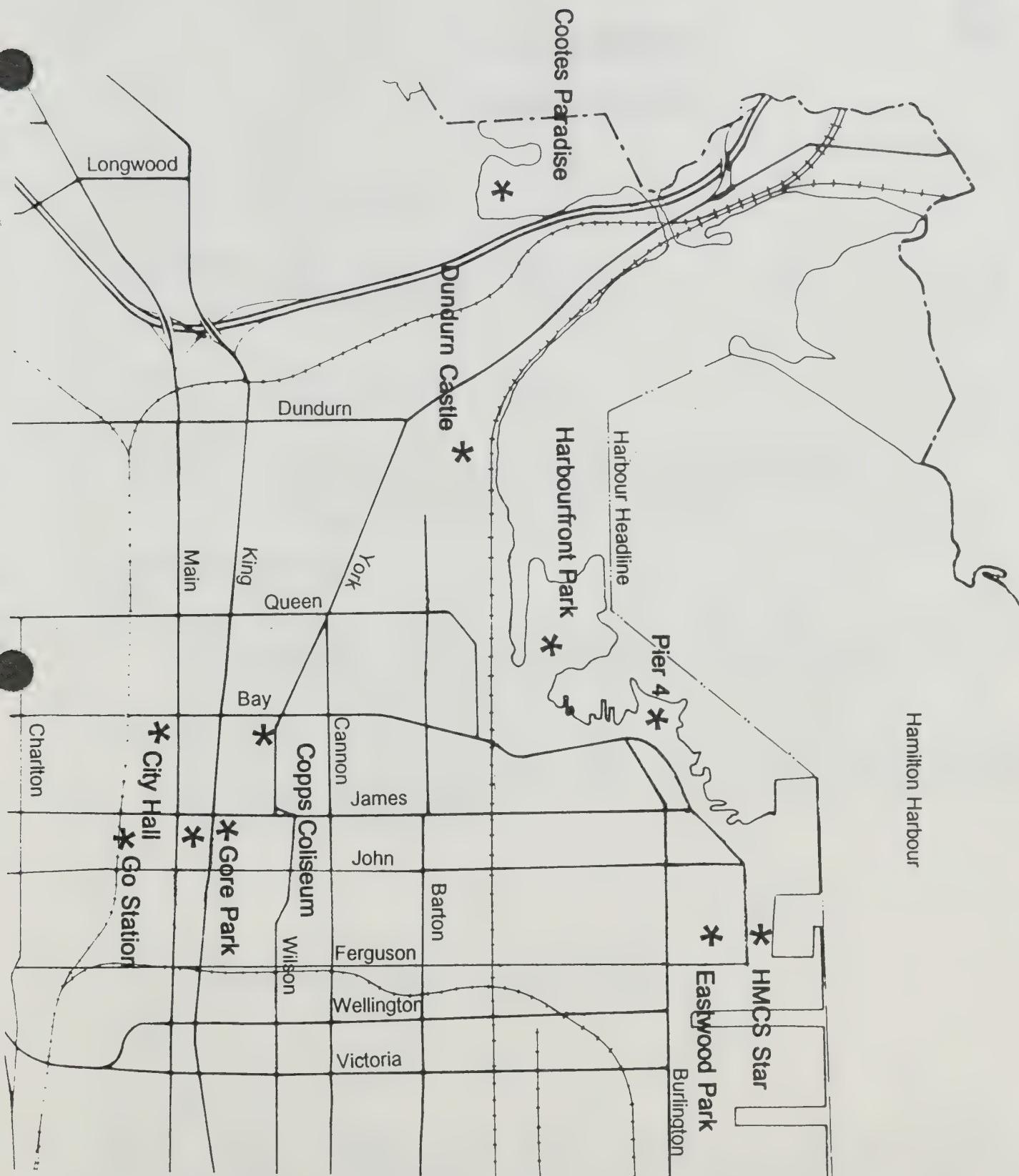
- (a) NATURE OF PROPOSED FINANCING: _____

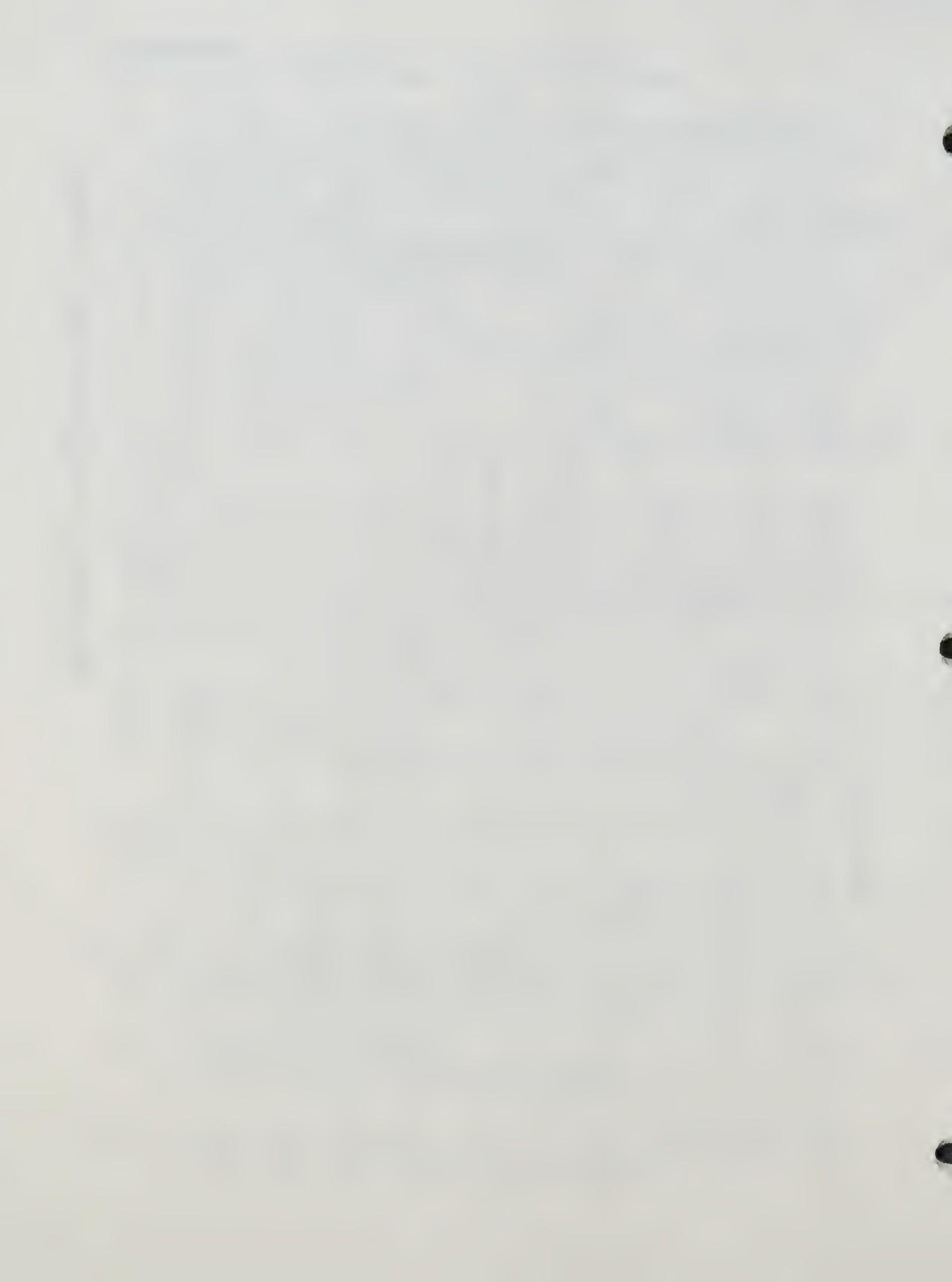
(b) RESERVE/CAPITAL LEVY FUNDING AVAILABLE:
Yes ____ No ____

(c) IF DEBENTURE FINANCING:
(i) ANNUAL DEBENTURE FINANCING COST: \$ _____
(ii) TOTAL CARRYING COST OF RETIRING DEBT: \$ _____

NOTE: Estimates of all building related projects and the related operating cost must be provided by the Architect Division, Property Department.

West Harbourfront Precinct





CITY OF HAMILTON

- RECOMMENDATION -

6.

DATE: 1993 January 11

REPORT TO: Kevin Christenson, Secretary
Parks and Recreation Committee

RECEIVED

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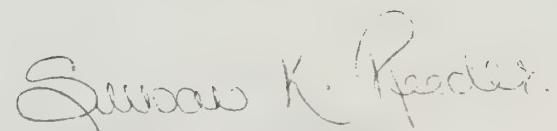
FROM: Susan K. Reeder, Secretary
Arts Advisory Sub-Committee

CITY CLERKS

SUBJECT: Petitioning by the Province for an increased Federal
Funding Allocation for the C.E.I.C. Job Strategies
Programme for Training of the Arts Sector.

RECOMMENDATION:

- (a) That the City of Hamilton advise the Provincial Minister of Culture and Communications that it supports the Minister's efforts in lobbying the Federal Government for increased funding for Training in the Arts; and,
- (b) That Federal funding to the Canada Employment and Immigration Commission (C.E.I.C.) for a Training Programme entitled "Canadian Job Strategy", which provides training funds for which the cultural sector is eligible, should be increased by at least 3% of its present allocation.



FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Over a series of meetings, the Arts Advisory Sub-Committee, has been reviewing a Provincial Ministry of Culture and Communications Document dated 1992 September entitled "The Status of the Artist in Ontario - Summary of Consultations".

This document contains a number of facts, discussions and opinions reflective of the participants involved in this consultation.

The Arts Advisory Sub-Committee at its meeting held Tuesday, 1993 January 5th, endorsed the above-noted recommendation as it pertains to increased funding for job training in the Arts Sector. Over the past several years, both Federal and Provincial Committees have identified Training of the Artist as a priority area for policy development.

The Sub-Committee is continuing to review this Provincial Consultation Report and anticipates finalizing all of its comments on it at its 1993 February meeting.

SKR/dbm

c.c. - Carmen Nemeth, Chairperson, Arts Advisory Sub-Committee
- Janna Malseed, Vice-Chairperson, Arts Advisory Sub-Committee
- Marilynn Havelka, Manager of Cultural Services, Culture and Recommendation Department
- Cheryl York, Arts Co-Ordinator

CITY OF HAMILTON
- RECOMMENDATION -

F.

DATE: 1993 January 12

REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

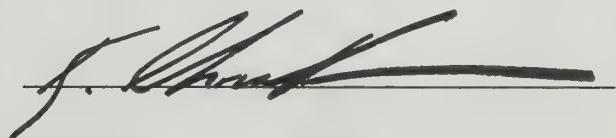
FROM: Secretary
Parks and Recreation Citizens' Advisory Sub-Committee

SUBJECT:

Arenas Feasibility Study -
Culture and Recreation Department

RECOMMENDATION:

- (a) That the "Arenas Feasibility Study", contained in the Department of Culture and Recreation's 1993 Portion of the 1993 - 2002 Capital Budget Submission be given a high priority.
- (b) That the "Arenas Feasibility Study" include a review of the Annual Arenas Maintenance Budget.

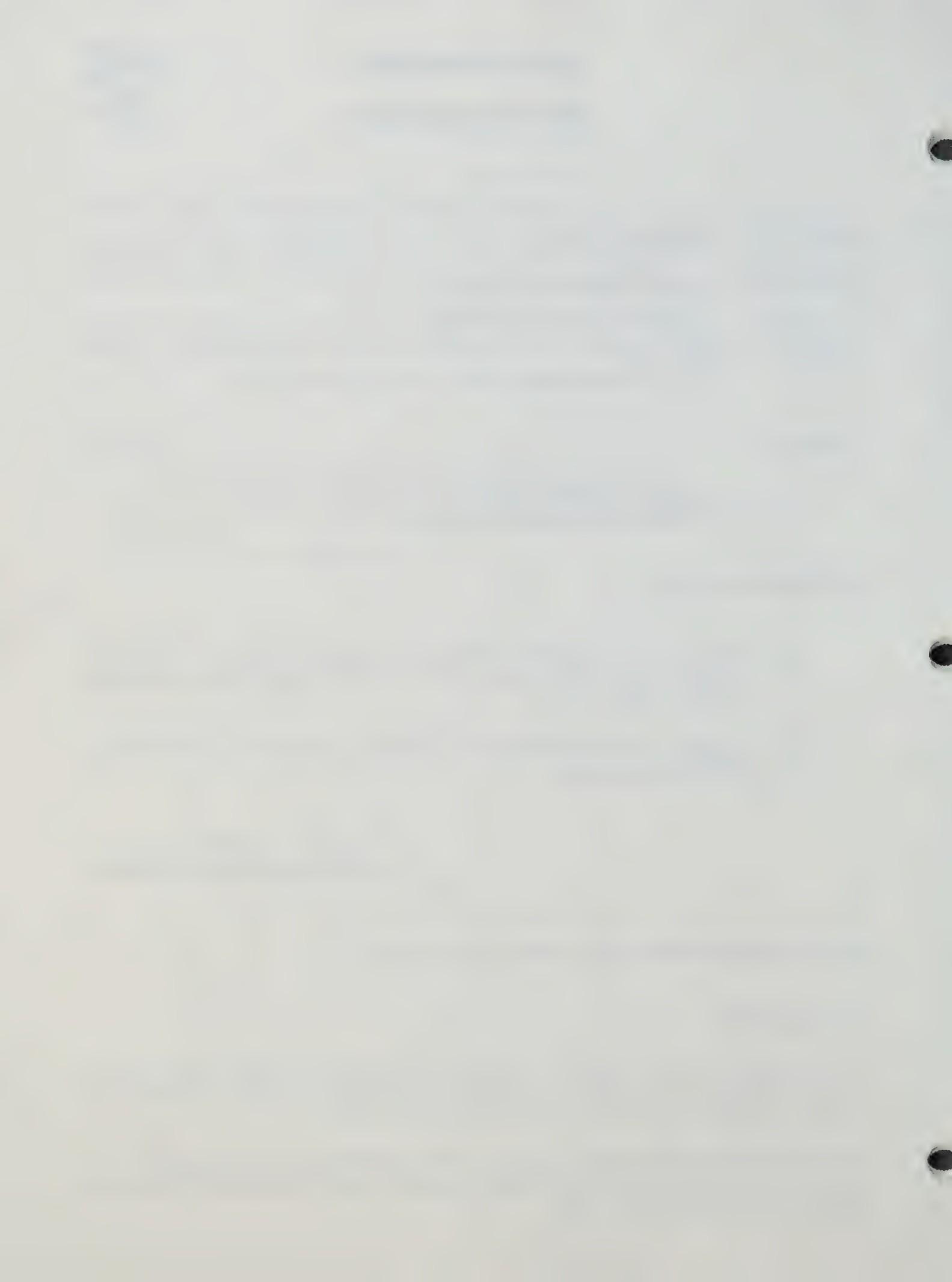


FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

At its meeting held 1993 January 11, the Parks and Recreation Citizens' Advisory Sub-Committee discussed the condition of Hamilton Hockey Arenas. Particular attention was given to the Parkdale, Inch, Eastwood and Coronation Arenas.

The Sub-Committee feels very strongly that an "Arena Feasibility Study" including a review of the Arenas' Annual Maintenance Budget should be undertaken and that this capital budget item be given a high priority.



URBAN/MUNICIPAL

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C SIPI
1993.

J.J. SCHATZ
CITY CLERK



THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

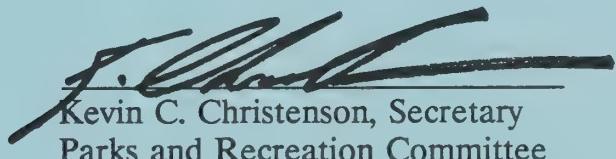
TEL: 546-2700
FAX: 546-2095

1993 January 27

NOTICE OF MEETING

PARKS AND RECREATION COMMITTEE

Tuesday, 1993 February 2
9:30 o'clock a.m.
Room 233, City Hall



Kevin C. Christenson, Secretary
Parks and Recreation Committee

AGENDA

1. DELEGATIONS (9:30 o'clock a.m.)

(a) Director of Culture and Recreation

Staff Recognition, Ontario Seniors Games - Ms. Julie Matson (no copy)

(b) Director of Culture and Recreation

Warden Park Seniors Citizens' Club, Ms. E. Brooks

(c) Director of Culture and Recreation

Recreational House League Hockey, Mr. P. Byron

2. ADOPTION OF THE MINUTES

Minutes of the meeting held 1993 January 19

The Urban Municipal Collection
2nd Floor
Hamilton Public Library



3. **DIRECTOR OF PROPERTY/DIRECTOR OF PUBLIC WORKS**

Hamilton Beach Project

4. **DIRECTOR OF CULTURE AND RECREATION**

- (a) The Department of Culture and Recreation Rink and Outdoor Pool Facility Analysis
- (b) Rosedale Tennis Club
 - Outstanding Loan and Lease Back Arrangements
 - Outstanding Utility Charges
- (c) Hosting of the Canadian Parks and Recreation Association Conference

5. **MANAGER OF PURCHASING**

Fabricate and Deliver One Hundred Steel Garbage Bin Containers, Public Works Department

6. **SECRETARY, PARKS AND RECREATION COMMITTEE**

Information Reports

7. **NEW BUSINESS**

Twin Pad Arena - Bocci Court Sub-Committee Selection

8. **ADJOURNMENT**



OUTSTANDING ITEMS - PARKS AND RECREATION COMMITTEE

	<u>Item</u>	<u>Original Date</u>	<u>Action</u>	<u>Status</u>
1.	Indoor Bocci Courts	1991 Sept. 17	Director of Culture and Recreation and Manager of Parks	Prepare Report
2.	Buttermilk Falls Parking Lot Alterations	1992 Sept. 22	Director of Public Works	Report Back
3.	Process to Reduce Illegal Dumping in Parks and and Open Space	1992 Sept. 22	Director of Public Works	Report Back
4.	Cemetery Operating Hours	1992 October 6	Director of Public Works	Report Back
	Amendment to Encroachment Agreements	1992 July 21	Director of Property	Report Back
6.	Location of Dr. Victor Cecilioni Memorial	1992 December 1	Ald. T. Cooke	Report Back
7.	Non-Residents User Fees Ivor Wynne Stadium	1993 January 5	Director of Culture and Recreation	Report Back
8.	Twin Pad Arena - Bocci Court Sub-Committee	1993 January 19	Director of Property	Report Back 1993 March 15
9.	West Harbourfront Development Steering Committee	1993 January 19	Director of Public Works	Prepare Terms of Reference

Kevin C. Christenson, Secretary
1993 January 27



Dominic Agostino

Alderman Ward 5 Regional Councillor

1(b)



City of
HAMILTON



Health & Social Services Committee
-Chairman

Hamilton Farmer's Market Subcommittee
-Chairman

Visible Minorities Representation Subcommittee
-Chairman

Employee Suggestion Subcommittee
-Chairman

TKS Investigation Subcommittee
-Chairman

Hamilton Parking Authority Committee
-Vice-Chairman

Parks and Recreation Committee
-Member

Economic Development Committee
-Member

Airport Management Board
-Member

CFL Hall of Fame Committee
-Member

Status of Women Subcommittee
-Member

Regional Audit Committee
-Member

Hamilton Civic Hospitals Board
-Member

Art Gallery of Hamilton Board
-Member

Hamilton Scourge Project Committee
-Member

Association of Municipalities of Ontario - Executive Board Member

Procedural By-Law Subcommittee
-Member



1993 January 19

RECEIVED

JAN 21 1993

CITY CLERKS

Tom Jackson, Chairman,
Parks and Recreation Committee

Dear Tom:

I would like to request that the Warden Park Seniors appear as a delegation at the next Parks and Recreation Committee in regards to the Senior Centre for Riverdale.

I would appreciate confirmation of the arrangements. Thank you for your attention to this matter.

Yours sincerely,

**DOMINIC AGOSTINO, ALDERMAN,
WARD 5**

DA:tb

c.c. ✓ Mr. K. Christenson, Secretary,
Parks and Recreation Committee

City Clerk/s

WARDEN PARK SENIORS CLUB

January 8/93

Mr. Dominic Agostino
City Hall.
Hamilton L8N 3T4

JAN 18 1993

Dear Mr. Agostino:

The members of the Executive of Warden Park Seniors would like an update on the building of our Seniors Room.

They feel that they have been very patient with the City re this matter, and would like to know what action, if any, is planned for the very near future.

We might point out that the Sickville Hill Seniors centre is of no use to our members because of transportation difficulties.

We have been waiting patiently for over five years and feel that it is time something other than promises were given us.

Would appreciate a definitive letter from you.

Yours sincerely,
Margaret Brooks
Secretary

Mrs. G. Eugene Brooks
421-95 Bur lake Ave
Stoney Creek L8E 1H1

CITY OF HAMILTON

- INFORMATION -

DATE: 1993 January 27

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Warden Park Seniors Club

BACKGROUND:

A Seniors Drop-In Centre in East Hamilton dates back to the mid-eighties. A seniors group has met in the Lake Avenue area, since that time, using existing community facilities with the Department of Culture and Recreation's support and subsidy. The availability of a room in a privately owned apartment building and the use of a school gymnasium have been subjective to the discretion of the owners. In most cases, the owners have been understanding.

In 1988, the Warden Family willed their property and home to the City of Hamilton for both an addition to adjacent parkland and a site for a Seniors Drop-In Centre. The parkland is in use but the home has been demolished and not considered suitable as a site for a Seniors Centre.

In 1990, the Corporation explored alternative sites for a stand-alone Senior Centre using existing parkland. The prime location was objected to when the Planning and Development Committee introduced a zoning change which did permit a structure associated with a sport use, (such as lawnbowling), but it did not permit a dedicated Seniors Drop-In Centre. The challenge was heard but action in either direction was not pursued. At that time, the capital provisions for the Drop-In Centre was \$300,000.

In 1991 - 1992, further consideration was given to location of School Boards property and the capital cost was contained as a 1993 1994 project as a combined Senior Centre - Recreation Centre.

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, January 27

BACKGROUND:

This project has been recommended by the Capital Budget Sub-Committee for:

- Concept Design 1993
- Architect Design 1994
- Construction 1995 - 1996

This project is estimated to cost \$6.6 million to serve a demonstrated need for recreation services east of Highway 20. It is void of programs and an extremely high density area. Originally proposed for Riverdale East adjacent to St. Agnes School (1987) was reassessed to a better centred location which is now Riverdale West with a, yet to be confirmed, link to both Lake Avenue Public School and Joan of Arc Separate School.

This project is exploring a Ministry of Education funding to provide joint classroom, multi-use space, Ministry of Culture and Communications for a joint school, community library and Ministry of Tourism and Recreation support as a uniquely community development project for seniors and family recreation.

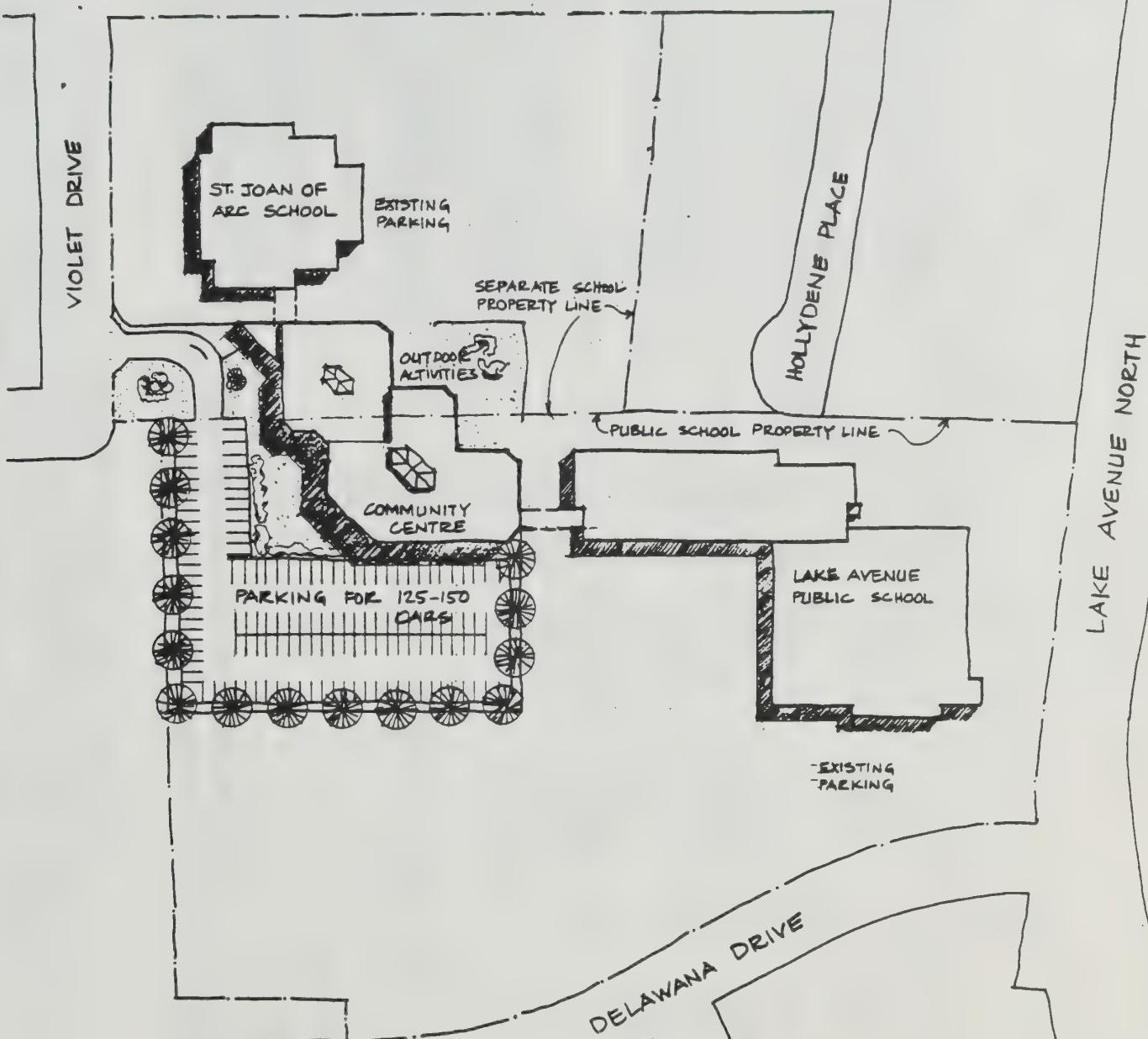


Robert Sugden

BS:mp
Attach.

c.c. J. Pavelka, Chief Administrative Officer
 A. Ross, City Treasurer
 D. Vyce, Director of Property

BARLAKE AVENUE



BASIC PRELIMINARY DATA

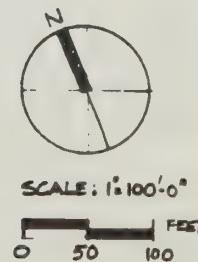
1. COMMUNITY CENTRE... APPROX..... 28,000 - 30,000 Sq.ft.
2. PARKING..... APPROX..... 150 CARS
3. APPROX. LAND..... 330'-0" X 360'-0" ... 2.75 ACRES.
4. APPROACH TO COMMUNITY CENTRE FROM VIOLET DRIVE.

NOTE:

THE BASIC PRELIMINARY DATA REPRESENTS AN ORDER OF MAGNITUDE CALCULATION ONLY. THERE WILL BE FURTHER CRYSTALLIZATION OF THIS DATA AT THE TIME OF FEASIBILITY STUDY.

RIVERDALE-WEST COMMUNITY CENTRE
PRELIMINARY STUDY-SKETCH....1991 SEPTEMBER 23

ARCHITECTURAL DIVISION
PROPERTY DEPARTMENT
CITY OF HAMILTON



The Corporation of the City of Hamilton

SCHEDULE "A"

1993–2002 PROVISIONAL CAPITAL BUDGET PROGRAM

PROJECTS BY YEAR & DEPARTMENT ORDER WITH FINANCING																			
FINAL RECOMMENDATION BY THE MANAGEMENT TEAM																			
(Thousands of Dollars)																			
DEPT	PROJECT DESCRIPTION	PROJECT	GROSS RECEIPTS			NET FINANCING			MATURED OR DEBT	ANNUAL INTEREST	ANNUAL OPERATING								
(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)	
CAR RIVERDALE RECREATION CENTRE - CONSTRUCTION	1995	1995	6,100				6,100		* Portion removed from 1993-94	DEB	972	300							
CAR WADING POOL CONVERSIONS	1995	1995	110				110		* Portion removed from 1993	RCP									
CAR HAMILTON PLAYSTRUCTURE REDEVELOPMENT	1995	1995	150				150			RPL									
C&R RYERSON THERAPEUTIC POOL	1995	1995	525				525		* Revised from 1993	DEB	84	25							
PWD-P PARK DEVELOPMENT & REDEVELOPMENT PROGRAM	1995	1995	700				700			RPL		34							
PWD-P PARKLAND ACQUISITION	1995	1995	800				800			RPL		13							
PWD-P IVOR WYNNE STADIUM - RENOVATIONS AND REPAIRS	1995	1995	150				150			RCP									
PWD-P GORE PARK WALKWAY RESTORATION	1995	1995	315				315			RCP									
PWD-P HAMILTON BEACH BREEZEWAY MASTER PLAN - IMPLEMENTATION	1995	1997	4,500				4,500			RCP-H		60							
HECFI REPLACEMENT & RENOVATION FOR FACILITIES AND EQUIPMENT	1995	1995	40				40			CL									
HECFI HAMILTON PLACE - GREAT HALL REPLACEMENT OF SEATING	1995	1995	540				540			RCP-L		15							
HPL AUTOMATED COLLECTION DEVELOPMENT - PHASE VII	1995	1995	111				111			CL									
GENERAL CAPITAL CONTINGENCY	1995	1995	500				500			CL									
<i>Total 1995 PROJECTS</i>			(NET CITY COST - 26,442)				34,375	7,931	0	0	23,042	3,400	0	0	0	0	0	2,900	683
HRC HUMAN RESOURCE INFORMATION SYSTEM - IMPLEMENTATION	1996	1996	400	200		200			* Revised from 1994-95	RCP									
PROP BARRIER FREE DESIGN ACCESS - RECREATION BUILDINGS	1996	1996	250				250			CL									
PROP MAJOR MAINTENANCE TO CIVIC BUILDINGS	1996	1996	500				500			CL									
PROP CUP - VARIOUS CAPITAL REIMPLEMENTS/REVISONS & NEW EQUIPMENT	1996	1996	80				80			RCP									
PROP UNINTERRUPTABLE POWER SUPPLY FOR COMPUTER SYSTEMS	1996	1996	200				200		* Funded part of this project in 1995	CL		1							
PROP CONVERT AIR CONDITIONING EQUIPMENT FROM CFC11 TO SUVA - 123	1996	1996	164				164			CL									
PROP COPPS COLISEUM - MAJOR OVERHAUL - AIR CONDITIONING EQUIPMENT	1996	1996	236				236			RCP									
PROP CITY HALL - REPLACE EXISTING CHILLERS & ASSOCIATED EQUIPMENT	1996	1996	353				353			RCP									
PROP DUNDURN CASTLE - HEATING	1996	1996	130				130			RCP									
PROP ENERGY CONSERVATION PROJECT	1996	1996	100				100			RCP									
FIRE FIRE STATION - WOODWARD & MELVIN - DESIGN ETC.	1996	1996	300				300			CL									
ENG CITY'S SHARE OF SERVICES THROUGHOUT UNSUBDIVIDED LANDS	1996	1996	1,311				1,311			CL									
<i>ASAC SIGNAL</i>										RCP		1							
<i>ASAC PROGRAM - LOCAL ROADS</i>	1996	1996	1,852	593			1,259			CL									
			\$144	2,607			5,561			DEB	882								
										CL									
										RCP									
										RCP									
										RDC									
										RPL									
										DEB	255	60							

Mill Rate Impact of Provisional Capital Budget:

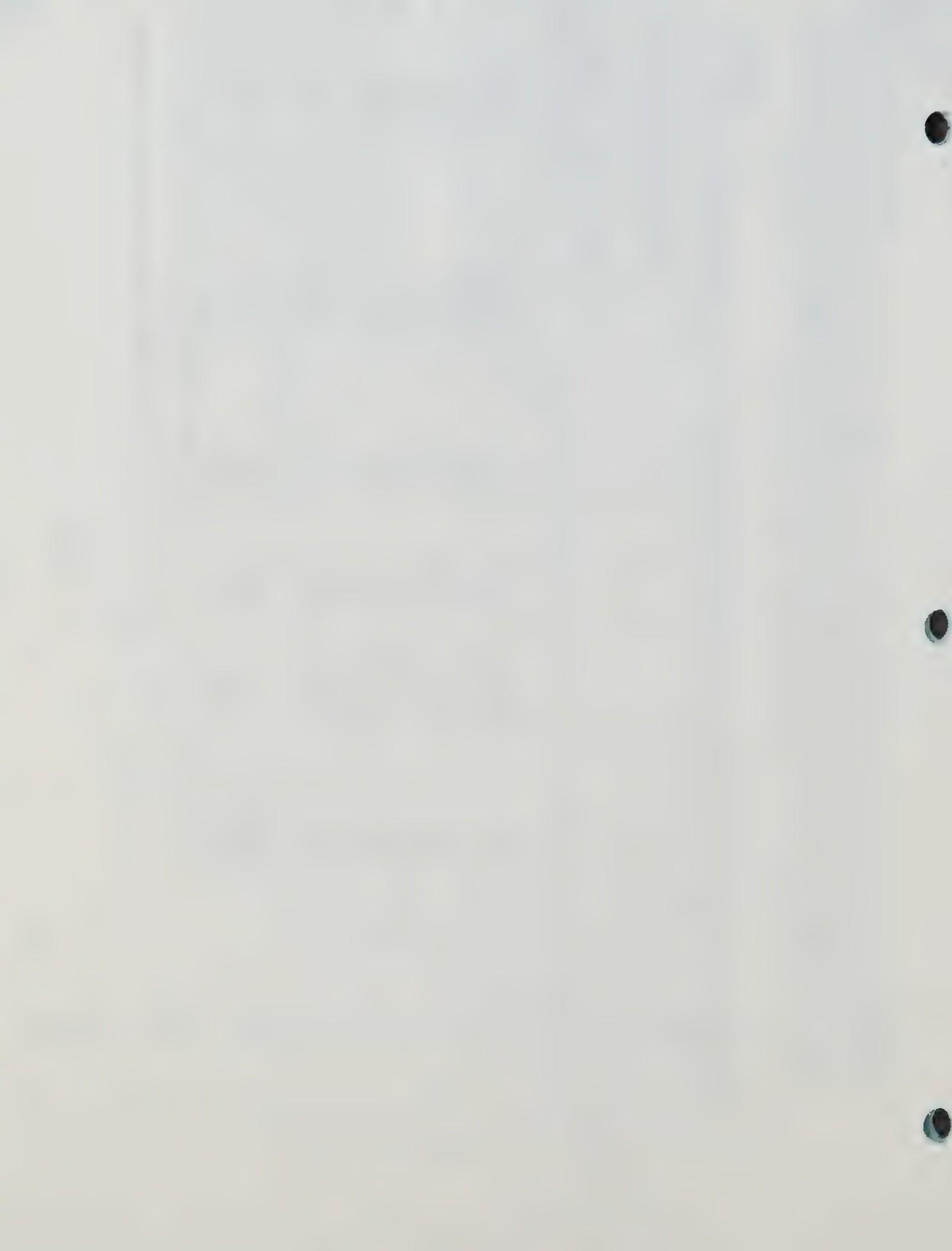
Year	Capital Financing		Current Operating Cost (\$000's)	
	Debt Charges (\$000's)	Capital Levy (\$000's)	Total (\$000's)	Residential Mill Rate
1993	\$16,599	\$2,200	\$18,799	17.4223 \$113
1994	16,599	3,034	19,633	18.1953 97
1995	16,599	4,065	20,664	19.1508 683
1996	16,599	5,107	21,706	20.1165 69
1997	17,099	6,159	23,258	21.5548 156
1998	17,820	6,190	24,010	22.2517 700
1999	18,346	6,220	24,566	22.7670 39
2000	18,674	6,252	24,926	23.1007 84
2001	19,455	6,283	25,738	23.8532 504
2002	20,082	6,314	26,396	24.4630 49

As seen from this table, the provisional plan forms a solid basis for capital financing into the future while controlling current budget impacts on a multi-year basis.

Riverdale Recreation Centre:

The Director of Property was previously authorized by City Council to retain the services of a consultant(s) to carry out a feasibility study for the development of the Lake Avenue Seniors' Drop-In Centre/Riverdale East Recreation Centre, up to maximum funding of \$60,000.

A provision of \$500,000 for the design of the Riverdale Recreation Centre has been included in 1994 and a provision for construction has been provided in the 1995 forecast in order to allow this project, although deferred, to proceed in an orderly fashion. This timing is, however, later than the 1993-94 timing requested by the department. This deferral is proposed due to capital financing limitations and the impact of the projected annual debt charges of \$1,052,000 and net operating costs of \$500,000 (i.e. total annual cost \$1,552,000) for this facility.



1(c)

TO: THE CULTURE AND RECREATION DEPARTMENT
C/o DOMENIC AGOSTINO

From: PAUL BYRON

561 GREENHILL AVE
HAMILTON, ONTARIO

PHONE: 578-1850

BUS: 547-5323

DEAR SIR,

I am writing to you as a very concerned parent of three young boys who play RECREATIONAL house league hockey for the Scott Park Hockey Association. Yes! A member of one of the "OUTLAW" organizations in your city. It baffles my mind how an organization which promises "KIDS HAVING FUN" can be branded with such a label.

The problem, as I will describe, is directly related to our choice, as an organization, NOT TO CARD our house league players with the Ontario Minor Hockey Association. The political games of the O.M.H.A. has reached an all time low. On Monday, January 11, 1993, our friendship tournament with Birmingham, Michigan was officially cancelled. This exchange program was to have Michigan come to Hamilton the weekend of Jan 15, 16, 17 and our return visit to their city was scheduled for the last weekend in February. This puts an end to a fifteen year tradition of exchange programs that Scott Park has held with Michigan, New York and Quebec. Our exchange program with Michigan has run without a problem for the last six years.

Before I explain how this cancellation came about, let me catch your interest with the results. First and most important - the kids. The O.M.H.A.'s actions have wiped about 200-250 smiles from the faces of our children and from our American friends. My sons asked me "why"? You know, no matter how hard I

TRIED, I JUST COULDN'T EXPLAIN TO THEM WHAT POLITICS AND HOCKEY HAVE TO DO WITH EACH OTHER. MAYBE IT'S BECAUSE I DON'T QUITE UNDERSTAND IT MYSELF. TO THEM, NOT ONLY IS THE HOCKEY EXCITING AND FUN, BUT GOING OUT OF TOWN WITH ALL THEIR TEAMMATES, STAYING IN A BIG HOTEL, EATING IN RESTAURANTS, THE INDOOR POOL... NO, WAIT! IT'S THE SIGHT OF MOM AND DAD CONSTANTLY REACHING INTO THEIR WALLETS ALL WEEKEND, THAT MAKES THEM SMILE. THEY JUST CAN'T SEE WHAT ALL THESE THINGS HAVE TO DO WITH THE O.M.H.A.

THE FRIENDSHIPS THAT DEVELOP OVER THE TWO WEEKENDS IS ANOTHER THING THAT IS LOST. THESE FRIENDSHIPS GLOW LIKE WEEDS. THEY DEVELOP NOT ONLY BETWEEN CANADIAN AND AMERICAN CHILDREN BUT THEY GROW STRONGER WITH THEIR TEAMMATES, WITH OTHER PLAYERS FROM THE ARENA, WITH THEIR COACHES... ETC. THE SAME THING GOES FOR THE PARENTS. THE CLOSENESS OF A COMMUNITY ORGANIZATION LIKE OURS, STRENGTHENS CONSIDERABLY IN JUST TWO WEEKENDS.

OKAY, SO I'VE COVERED SMILES, FUN, EXCITEMENT, FRIENDSHIPS... THAT MUST BRING MONEY AS MY NEXT POINT. I HAVE INCLUDED IN MY LETTER, A COPY OF AN ECONOMIC IMPACT MODEL FOR SPECIAL EVENTS AND GAMES WHICH I OBTAINED FROM THE CITIES ECONOMIC DEVELOPMENT DEPARTMENT. IN THIS MODEL, I HAVE USED A FIGURE OF \$100⁰⁰ PER DAY PER VISITOR AS AN AVERAGE EXPENDITURE. THIS FIGURE, FROM EXPERIENCE, IS QUITE REALISTIC. IT'S STAGGERING WHAT A SMALL TOURNAMENT LIKE OURS MEANS IN DOLLARS AND CENTS. THE MUNICIPAL LOSS - \$5071⁰⁰, THE PROVINCIAL LOSS - \$13,612⁰⁰, THE FEDERAL LOSS - \$22,033⁰⁰. THE LOSS TO OUR ECONOMY - \$133,100⁰⁰. I NEVER REALIZED HOW FOOLISH THE O.M.H.A. WAS UNTIL I SAW THESE FIGURES. WHICH BEINGS ABOUT MY FIRST QUESTION "DOES CITY HALL, THE CULTURE AND RECREATION DEPARTMENT, BOB MORLOW... ETC, SUPPORT THIS ORGANIZATION? IF SO, WHY? THEY WERE ELECTED TO LOOK AFTER THE BEST INTERESTS OF MY FAMILY NOT TO AN ORGANIZATION IN TORONTO WHICH, IN MY OPINION,

PG. 3 OF 6

GIVES ABSOLUTELY NOTHING TO THE RECREATIONAL HOUSE LEAGUE SYSTEM IN THIS CITY.

I SPOKE WITH ANGELA MCLEAN, THE SALES MANAGER OF THE ROYAL CONNAUGHT HOTEL, WHERE OUR VISITORS FROM MICHIGAN WERE BOOKED FOR THEIR WEEKEND IN HAMILTON. THEY HAD 166 ROOM-NIGHTS BOOKED AND THEIR LOSS OF REVENUE FOR THE ROOMS ALONE WAS \$9800⁰⁰. THIS FIGURE DOES NOT INCLUDE BUSINESS THAT WAS TURNED AWAY.

UNITED THORHY LOST A \$1500⁰⁰ ORDER DUE TO OUR CANCELLED EVENT. HOW DOES A LOSS LIKE THIS AFFECT A SMALL BUSINESS?

NOW, HOW DID THIS HAPPEN? I DISCUSSED THE EVENTS LEADING UP TO THIS UNFORTUNATE DECISION WITH THE PRESIDENT OF OUR ASSOCIATION, FRED GOWLING, AND THE FOLLOWING IS HOW IT TRANSPRIRED. ON SATURDAY, JANUARY 9TH AT 9:00 AM (ONE WEEK BEFORE MICHIGAN WAS SCHEDULED TO PLAY IN HAMILTON), MR. GOWLING RECEIVED A PHONE CALL FROM THE BIRMINGHAM HOCKEY ASSOCIATION. THEY HAD RECEIVED A PHONE CALL FROM THE MICHIGAN AMATEUR HOCKEY ASSOCIATION STATING THAT IF THEY PARTICIPATED IN THIS TOURNAMENT AGAINST SCOTT PARK, THEIR INSURANCE WOULD BE CANCELLED, THEY WOULD LOSE THEIR AFFILIATION WITH THE MAHA AND THE COACHES AND EXECUTIVE WOULD BE SUSPENDED. THE BIRMINGHAM ASSOCIATION WAS VERY UPSET WITH THIS ULTIMATUM, BUT THEIR HANDS WERE TIED. THEY HAD TO PROTECT THEIR CHILDREN'S BEST INTEREST AND ABIDE BY THE MAHA'S WISHES. AT 9:30 THAT MORNING, MR. GOWLING CONTACTED THE MAHA OFFICE. THEIR COMMENT WAS THAT THEY BELIEVE IN JUST LETTING THE KIDS PLAY HOCKEY. THEY WERE VERY APOLOGETIC BUT THEIR HANDS WERE TIED. THEY HAD RECEIVED AN OFFICIAL REQUEST FROM THE O.M.H.A. TO TAKE ACTION AGAINST THIS TOURNAMENT.

JACK WHITE FROM THE OMHA WAS CONTACTED AT APPROXIMATELY 2:00 PM SATURDAY AFTERNOON. HE STATED

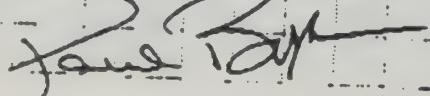
PG 4 OF 6

THAT HE RECEIVED OFFICIAL NOTICE IN THE MAIL ON JANUARY 6, 1993 THAT WE WERE PLANNING OUR TOURNAMENT AND AT THAT TIME TOOK ACTION. HE ADMITTED THAT HE KNEW LAST SUMMER (DURING MEETINGS WITH THE CITY AND THE HAMILTON HOCKEY COUNCIL) THAT WE HAVE A FRIENDSHIP EXCHANGE TOURNAMENT EVERY YEAR AND THAT WE WERE PLANNING ONE FOR 1993. WHEN ASKED WHAT OUR OPTIONS WERE, HE SAID THAT OUR ONLY OPTION WAS TO CARD ALL OUR PLAYERS BY MONDAY AFTERNOON (48 HOURS). THIS WOULD CONSIST OF CONTACTING EVERY PLAYER IN THE ASSOCIATION, CONVINCE THEM TO SIGN "THE CARD" AND TAKE THE APPLICATIONS TO TORONTO MONDAY MORNING, WITH A CHEQUE FOR APPROXIMATELY \$5000⁰⁰, FOR PROCESSING WHAT AN OPTION!

WHEN MR GOWLING ASKED IF WE COULD HAVE TEMPORARY CARDING OR SPECIAL PERMISSION, AS LAWFIELD DID LAST YEAR TO PARTICIPATE IN A BUFFALO TOURNAMENT, HE REPLIED WITH AN EMPHATIC "NO". LAST YEAR, TWO POLITICIANS FROM HAMILTON GOT INVOLVED WITH LAWFIELDS PLEA AND MADE A PROMISE TO THE O.M.H.A. THAT THEY COULDN'T KEEP. AS A RESULT, NO TEMPORARY CARDING IS AVAILABLE BECAUSE AS HE STATED - OUR POLITICIANS WIE.

AS A RESULT, OUR LONG TIME FRIENDSHIP EXCHANGES HAVE COME TO AN END. DID ANYONE BENEFIT? ARE POLITICAL ACTIONS LIKE THIS GOING TO MAKE SCOTT PARK MORE RECEPTIVE TO CARDING IN THE FUTURE? CAN THE CITY AND THE ECONOMY AFFORD TO TURN DOWN AMERICAN MONEY, JUST TO PLEASE THE O.M.H.A? WHAT ARE YOU PLANNING TO DO FOR THE CITY PLAYDOWN THIS YEAR? I BELIEVE THAT THESE QUESTIONS NEEDED TO BE LOOKED AT!

Yours Sincerely



1 Description of Data Participants, Spectators, Volunteers.

PG 5 OF 6

1.1 Number of Participants per day	100
1.2 Est. Number of Spectators per day	300
1.3 Duration of Event in days	2
1.4 Total number of Volunteers per day (from outside community only)	25

2 Estimation of Expenditure for Participants, Spectators, Volunteers

2.1 Est. Day Expend. Participant in \$	100
2.2 Est. Day Expend. Spectator in \$	100
2.3 Est. Day Expend. Volunteer in \$	100

3 Capital and Operating Expenditures & Revenues

3.1 Event Capital Expenditure	0
3.2 Direct Operating Expenditure	3,000
3.3 Total Operating Expenditure	3,000

4 Total Operating Revenue

2,500

5 Contribution to the Event Cont in \$

5.1 Sponsor Contribution	0
5.2 Municipal Contribution	0
5.3 Provincial Contribution	0
5.4 Federal Contribution	0
5.5 International Contribution	0
5.6 Total Contribution	0

6 Attendance to the event

6.1 Participant Days	200
6.2 Spectator Days	600
6.3 Volunteer Days	50
6.4 Total Attendance Days	850

7 Visitor Expenditures

7.1 Participant Expenditures	20,000
7.2 Spectator Expenditures	60,000
7.3 Volunteer Expenditures	5,000
7.4 Total Visitor Expenditures	85,000

SOFTWAREECONOMIC IMPACT MODEL FOR SPECIAL EVENTS AND GAMES
BY THE MINISTRY OF TOURISM.

PG 6 of 6

10 EVENT PROFIT (LOSS)	(500)
------------------------	-------

11 Municipal Rev. Coefficient	0.038
12 Provincial Rev. Coefficient	0.102
13 Federal Rev. Coefficient	0.165
14 Municipal Revenues	5,071
15 Provincial Revenues	13,612
16 Federal Revenues	22,033

SUMMARY IMPACT

17 Visitor Multiplier	1.57
18 Construction Multiplier	1.65
19 Sponsor Multiplier	1.37
20 Total Visitor Impact	133,450
21 Total Construction Impact	0
22 Total Sponsor Impact	0
<hr/>	
23 TOTAL IMPACT	133,450

24 NET MUNICIPAL YIELD	5,071
25 NET PROVINCIAL YIELD	13,612
26 NET FEDERAL YIELD	22,033
TOTAL PROVINCIAL REVENUE JAN 15 '93 3:35	130,100

CITY OF HAMILTON

- INFORMATION -

DATE: 1993 January 27

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Minor Hockey Carding Status

BACKGROUND:

At present, four out of our seven House League Hockey Associations have affiliated and became members of the O.M.H.A. (Ontario Minor Hockey Association). Through a series of meetings, notices, newsletters and one publicized public meeting all House League Vice Presidents, many coaches, volunteers and parents were provided with the information outlining the benefits and disadvantages of becoming carded O.M.H.A. Members. As outlined to all parents, and distributed on registration day, O.M.H.A. Members may not play Non-Member teams in games or tournaments inside or outside of Canada. It was indicated by both Members and Non-Members that this rule was clearly understood entering the '92 - '93 Season. It was noted by the Scott Park Executive that they had only participated in non-affiliated tournaments in the past and that this practise would continue.

In the recent cancellation of the Scott Park and Michigan Tournament scheduled for January 16 & 17, neither the Department of Culture and Recreation nor the Hockey Council Executive were involved with providing information to the O.M.H.A. The Department's liaison was made aware of the tournament cancellation through the President of Scott Park Fred Gowling. It is no way the position of the Department to deny opportunities such as this exchange, but it is the position of the O.M.H.A. to refuse their teams or affiliates the opportunity to participate against teams which are non-O.M.H.A. affiliated; this applies throughout Canada C.A.H.A. and the United States A.H.A.U.S. The O.M.H.A. supports full participation but, only when it exists within its current membership or affiliated national bodies. This position of the O.M.H.A. is firm as outlined in the attached letter of Jack White (First Vice President) to the Hamilton Minor Hockey Council.

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, January 27

The House League Associations have recently met and decided that they have no intention of breaking this rule during recreational playdowns and all teams will be eligible to participate in the finals at Copps Coliseum on April 10, 1993. The Playdowns will be structured as to provide finalists in both carded and non-carded teams with neither playing each other at anytime during the playdown schedule.

As indicated to all House League Presidents prior to the season that the Department of Culture and Recreation and the majority of the Hockey Council supported O.M.H.A. Membership, as it provided increased insurance liability coverage (see attached article four million lawsuit) and greater opportunity for tournament and exchanges both in Ontario, Canada and throughout the United States.

As additional background I.S.L. Insurance Brokers have provided a comparison of the two current policies (O.M.H.A. and All Sport) indicating the basic difference and similarities. The comparatives are straight forward with many elements of each policy. However, as noted, the insurance limits vary from \$2 million to \$10 million as indicated in the sample press clipping, lawsuits do exceed the \$2 million coverage.

The Department supports the recommendation of Mr. Jack White, President of the Ontario Minor Hockey Association, to convene a special meeting of the Hamilton Minor Hockey Council and to encourage representation from Members of City Council. This meeting will be scheduled well in advance of the Hockey Council Annual Meeting when affiliation with C.A.H.A./O.M.H.A. for 1993 - 1994 will be addressed.



Robert Sugden

GM:mp
Attach.

NOTICE TO PARENTS REGISTERING PLAYERS IN RECREATIONAL HOCKEY

The Corporation of the City of Hamilton, Department of Culture and Recreation are obliged to advise parents of the membership status of the Hamilton recreational house leagues with the Ontario Minor Hockey Association.

Members: Coronation Recreation House League
 Eastwood Recreation House League
 Lawfield Recreation House League
 Mountain Recreation House League

Non-Members: Parkdale Recreation House League
 Rosedale Recreation House League
 Scott Park Recreation House League

The principal differences are:

1. OMHA members receive insurance coverage to \$10M.*
2. Non (OMHA) members receive insurance coverage to \$2M.**
3. OMHA members pay \$5 per player for coverage.
4. Non-members pay \$6 per player for coverage (All Sport policy).
5. OMHA members pay \$10 per team registration fee per year.
6. OMHA member teams may not play non-member teams in games or tournaments inside/outside Canada.
7. OMHA members have priority access to technical development resources and clinics.
8. 1992-93 registered players (residents and non-residents) will be permitted "grandfathering" as team members. Note: Grandfathering will not be permitted in future seasons.

All house leagues will be covered by the Constitution and By-Laws of the Hamilton Minor Hockey Council and the regulation of individual approved guidelines.

All house leagues retain members in good standing status when in compliance with financial records, assessment fees, and other team reportings.



Department of Culture & Recreation
September 01, 1992



HAMILTON MINOR HOCKEY COUNCIL

P.O. Box 60521, Mountain Plaza Postal Outlet, Hamilton, Ontario L9C 7N7

December 28, 1992

Mr. Jack White
President, O.M.H.A.
16 Westmount Ave.,
Thorold, Ontario
L2V 2W1

Dear Jack:

On behalf of the Hamilton Minor Hockey Council I am writing to ask permission for 3 of our Non-Carded teams to play against 4 of our Carded teams in a yearly Playdown event. This event has been held yearly in Hamilton with all 7 Associations (until July 1992 none were carded). In the spring of 1992 all 7 associations declared if for the 1992-93 hockey season, they wanted to become "Carded". Only 4 chose to card, 3 chose not to card. Now that the end of the year is in site, the 3 carded associations want permission to play the 4 non-carded associations.

As we are in the process of making the arrangements for the City Playdowns, I appreciate your immediate attention and reply in this matter.

Yours truly,

Joanne Altenburg
Secretary/Treasurer
HAMILTON MINOR HOCKEY COUNCIL

c.c. G. Maychak
H.M.H.C. Executive Members

President
JACK WHITE
16 Westmount Ave.
Thorold, Ontario
L2V 2W1

CERS

Life Members

HERB G. PARKER
JACK L. CHRISTIE
FRANK DOHERTY
ALBERT WATKINS
JIM KINKLEY
ROY BEECHEY

Immediate Past President

J. POLLARD
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Thorold

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Simcoe

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Lindsay
J. ARCHIBALD
Beeton
B. CLIFFORD
Stratford
P. PARLETTE
Ambersburg
J. LYTHE
Norwood
W. PRIEST
Georgetown
T. BRADLEY
Wainfleet
T. McLEAN
Caledonia
K. ALMOND
Meaford
D. BENNETT
London
D. MONTGOMERY
Scarborough - S.H.A.
J. TWOLAN
Kincardine - W.O.A.A.

Past Presidents

J. POLLARD
J. SLOBODNIK
J. McFADDEN
F. MANTLE



Greg

Secretary - Manager
MICHAEL McCUALEY
2265 Midland Ave., No. 11
Scarborough, Ontario
M1P 4S2
Telephone: (416) 299-4411
Fax: (416) 299-7041

Ontario Minor Hockey Association

LARGEST MINOR HOCKEY LEAGUE IN THE WORLD

JUVENILE • MIDGET • BANTAM • PEE-WEE • ATOM • NOVICE

January 6, 1993

Ms. Joanne Altenburg
Secretary-Treasurer
Hamilton Minor Hockey Council
P.O. Box 60521
Mountain Plaza Postal Outlet
HAMILTON, Ontario
L9C 7N7

Dear Joanne:

I am very pleased to hear that your hockey programs are running successfully. I am also pleased that you are keeping abreast of all possible problem areas.

I am very surprised that a request such as you have mentioned in your letter of December 9, 1992 would be brought to the O.M.H.A. It was made very clear last spring by Mr. Russell and myself, at the meeting we attended along with representatives from all 7 participating groups members of the Hamilton Minor Hockey Council and Parks and Recreation committee members, that there would be no last minute changes to the rules such as what happened last spring. I thought at that time, given permission for last years activities, that your alderman, Recreation Committee member and even the mayor had agreed (at that time) to take the issue in hand for this season. It appears to me it was only an agreement of convenience for some. I am disappointed.

Your request for allowing non carded and carded teams to participate together at the Special Events program cannot be sanctioned. I would suggest the four carded groups should participate against each other. The other three remaining groups should participate separately if the city allows them to participate at all. As you know, O.M.H.A. rules do not allow carded and non carded teams to play each other at any event. The carded teams insurance would be void. We would be breaking our word to the four associations which carded in good faith. We would be undermining their associations and all the work that has been accomplished would be undone.

I am also concerned with the political side of this. Last spring they promised it would be taken care of for this season. The O.M.H.A. allowed certain privileges to some of the uncarded teams last season on their word. The O.M.H.A. kept their word, it seems the others have not.

I must remind you and them that they were all in favor last spring that there would be no exceptions this season, and that is still in force. There will be no last minute concessions granted as there were last year. Any team which enters a sanctioned tournament, either in Canada or the United States, and pays hotel costs, and who are ruled ineligible for lack of O.M.H.A. cards or permission, and are not a part of the O.M.H.A., will not receive approval.

I think Mr. Russell and I should meet with the Aldermen, Parks and Recreation, 2 reps from Hamilton Hockey Council and 2 reps from travel hockey. At this meeting we will reinforce what was stated and agreed to last season.

Sincerely,

ONTARIO MINOR HOCKEY ASSOCIATION

Jack White
Jack White
President

cc: OMHA Executive
W. Scott



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December 22, 1992

Mr. Michael McCauley
Ontario Minor Hockey Association
12-2265 Midland Avenue
Scarborough, Ontario
M1P 4S2

Re: Corporation of The City of Hamilton
Letter of November 16, 1992

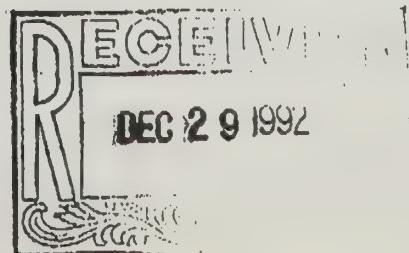
Mike
Dear Mr. ~~McCauley~~:

I refer to letters received from Robert Underhill from the Corporation of The City of Hamilton regarding the OMHA group plan. I would respond as follows.

Firstly, The City of Hamilton has requested copies of the OMHA Insurance policy. As discussed I am not in a position to provide this to them, however, you as the insured group are and I leave this solely to your discretion. As mentioned by Mr. Underhill we have provided copies of certificates that are normally issued on behalf of the member organizations of OMHA. As mentioned above the OMHA policy is directly within your control for distribution, however, I would point out that we are in no position to provide a copy of the CAHA policy. By mutual agreement over the years we are able to provide certificates of insurance which includes the CAHA coverage.

Mr. Underhill also enquires as to whether the CAHA Co-Operators policy is considered primary with the Zurich excess policies on top of. This is in fact the case. It is my understanding that Co-Operators Insurance Company provides the basic \$3,000,000. coverage to CAHA and that this coverage is subject to a \$3,000,000. deductible. CAHA then provides a \$3,000,000. excess policy through Zurich Insurance Company and of course the OMHA policy then provides an additional \$4,000,000. excess of the underlying \$6,000,000. to effectively provide a total coverage limit of \$10,000,000.

You have also provided copies of a letter from The City of Hamilton's Greg Maychak requesting a comparison of the OMHA plan with the Scott Park Hockey Association and/or Parkdale Coaches Association policy currently in force.





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Mr. Michael McCauley

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December 22, 1992

As briefly discussed on the telephone we have compared the two policies and find the differences are insignificant with minor advantages on both sides evening out to balance each other off. On a cost basis their policy carries a total cost of \$1. per person while the OMHA plan carries a total cost of \$1.16 per person of which .85 is the accidental death and dismemberment coverage. I do note that the Scott Park policy does provide Directors' and Officers' Liability coverage at a rate of \$4.50 per person while the OMHA plan premium totals \$4.16 per person. Thus the total cost per person under the Scott Park etc. policy amounts to \$5.50 while the combined CAHA/OMHA policy totals \$6. per person.

Specifically comparing the Scott Park policy to the OMHA plan a brief page by page review reveals under page one the Scott Park plan provides coverage to members participating in a practice or competition in the sport as well as those being transported with other player/members and group to or from places such practice or game organized under the direction of the governing body named above. Additionally members are covered while riding as a passenger, boarding or alighting from a flight on a multi-engine aircraft by a licensed carrier. ISL's OMHA plan continues on to provide coverage while participating in other "official team functions" approved by team management. This would include fundraising events etc. which are not covered under the Scott Park policy.

The schedule of benefits provided on page two of the Scott Park policy provides a \$10,000. payment for death while the OMHA plan provides \$7,500. Permanent loss or dismemberment coverage is specified to a total of \$20,000. under the Scott Park policy while the OMHA plan provides various amounts and coverages as enumerated. Blanket accident reimbursement coverage is provided to a total of \$10,000. under the Scott Park plan while \$20,000. coverage is provided under the OMHA plan. Rehabilitation coverage in an amount of \$3,000. and tuition coverage in an amount of \$2,000. is provided under the Scott Park policy while no such coverage is provided under the OMHA plan. Special treatment travel coverage is \$1,000. under the Scott Park plan and \$200. under the OMHA plan. Out of province medical accident coverage for inside Canada is \$10,000. under the Scott Park plan and \$20,000. under the OMHA plan. Blanket dental coverage is limited to \$2,000. under the Scott Park plan while the OMHA plan goes further and provides a maximum of \$750. per tooth. The Scott Park plan covers for treatments commencing within thirty days of the date of the accident and for fifty-two weeks after the accident while the OMHA plan provides for two hundred eight weeks. Coverage for fractures under the Scott Park plan totals \$300. while the OMHA plan provides a \$500. maximum per schedule. The aggregate limit payable for any one accident under the Scott Park plan totals \$2,000,000. while the OMHA

TO :
FROM : O.M.H.A.

PHONE NO. : 14165462338

JAN. 25. 1993 4:17PM P.
PHONE NO. : 416 299 7049



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December 22, 1992

plan carries no aggregate but rather provides for a \$1,000,000. per occurrence limitation.

Under limitations and exclusions the OMHA plan provides two further limitations and exclusions, these being H - while serving in the armed forces and I - suicide.

The benefits schedule under the Scott Park plan provides \$10,000. on death, \$20,000. for loss of two or more limbs and loss of sight of both eyes or hearing in both ears or any combination thereof. loss of one limb and one eye or total hearing in one ear is covered to a total of \$15,000. while permanent total disablement coverage is limited to \$20,000. Under the OMHA plan coverage limits are \$7,500., \$15,000., \$7,500. and \$15,000. respectively.

The Scott Park plan provides a total of \$3,000. coverage for prosthetic appliances while the OMHA plan would include this coverage under the \$20,000. blanket medical expense coverage.

As mentioned above the blanket accident expense limit under the Scott Park policy totals \$10,000. while the OMHA plan totals \$20,000. Rehabilitation benefit coverage under the Scott Park plan totals \$3,000., the OMHA plan makes no such benefit. Tuition benefit is provided to a limit of \$2,000. under the Scott Park plan, again the OMHA plan provides no such benefit.

Special treatment travel expense benefit to a total of \$1,000. maximum (\$150./injured person) is provided under the Scott Park plan. The OMHA plan provides for \$200. per injured person maximum included in the \$20,000. medical reimbursement coverage.

Out of province surgical and medical accident benefits coverage provided to a maximum of \$10,000. under the Scott Park plan is again part of the \$20,000. medical reimbursement coverage and unlike the Scott Park plan coverage is on a world-wide basis.

Emergency transportation benefit under the Scott Park plan is limited to \$50. while the OMHA plan includes these ambulance fees or immediate transportation costs under the \$20,000. blanket medical reimbursement coverage.

TO :
FROM : D.M.H.A.

PHONE NO. : 14165462338

JAN. 25, 1993 4:17PM P 5
PHONE NO. : 416 299 7049



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December 22, 1992

Eyeglass and contact lens expense resulting from injury is provided to a total of \$100. under the Scott Park plan, the OMHA plan provides no such benefit.

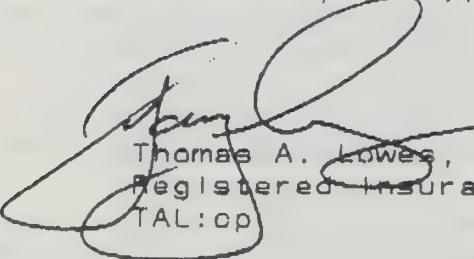
Finally, the schedule of benefits for complete fracture or dislocation under the two policies is virtually identical throughout with minor individual differences per fracture sight.

Mike, I trust that this is the information that you require, however, should you require further or explanations please feel free to contact me at any time for discussion or clarification.

I thank you as well for your patience in awaiting this comparison. Unfortunately, the busy holiday season wreaks havoc with all work schedules.

Wishing you all the best for a safe and happy holiday season and a productive new year, I remain,

Yours very truly,


Thomas A. Lowes, A.I.I.C.
Registered Insurance Broker
TAL:op

Disabled hockey player wins \$4 million lawsuit

VANCOUVER (CP) — A 20-year-old former hockey player paralysed in a game has been awarded damages and costs totalling about \$4 million against the player who checked him from behind.

The award Friday in B.C. Supreme Court went to Mel Unruh of Aldergrove, B.C., who was rendered a quadriplegic in March 1990, when opposing player Steve Webber, 20, propelled him into the boards during a Midget AA game.

"I conclude that the defendant Webber intentionally pushed or checked the plaintiff Unruh from behind, that Unruh was propelled headfirst

into the end boards of the hockey rink and thus broke his neck," said Justice Kenneth Meredith.

The check was "reckless," but the judge added: "I do not suggest for an instant that Webber meant to inflict any injury."

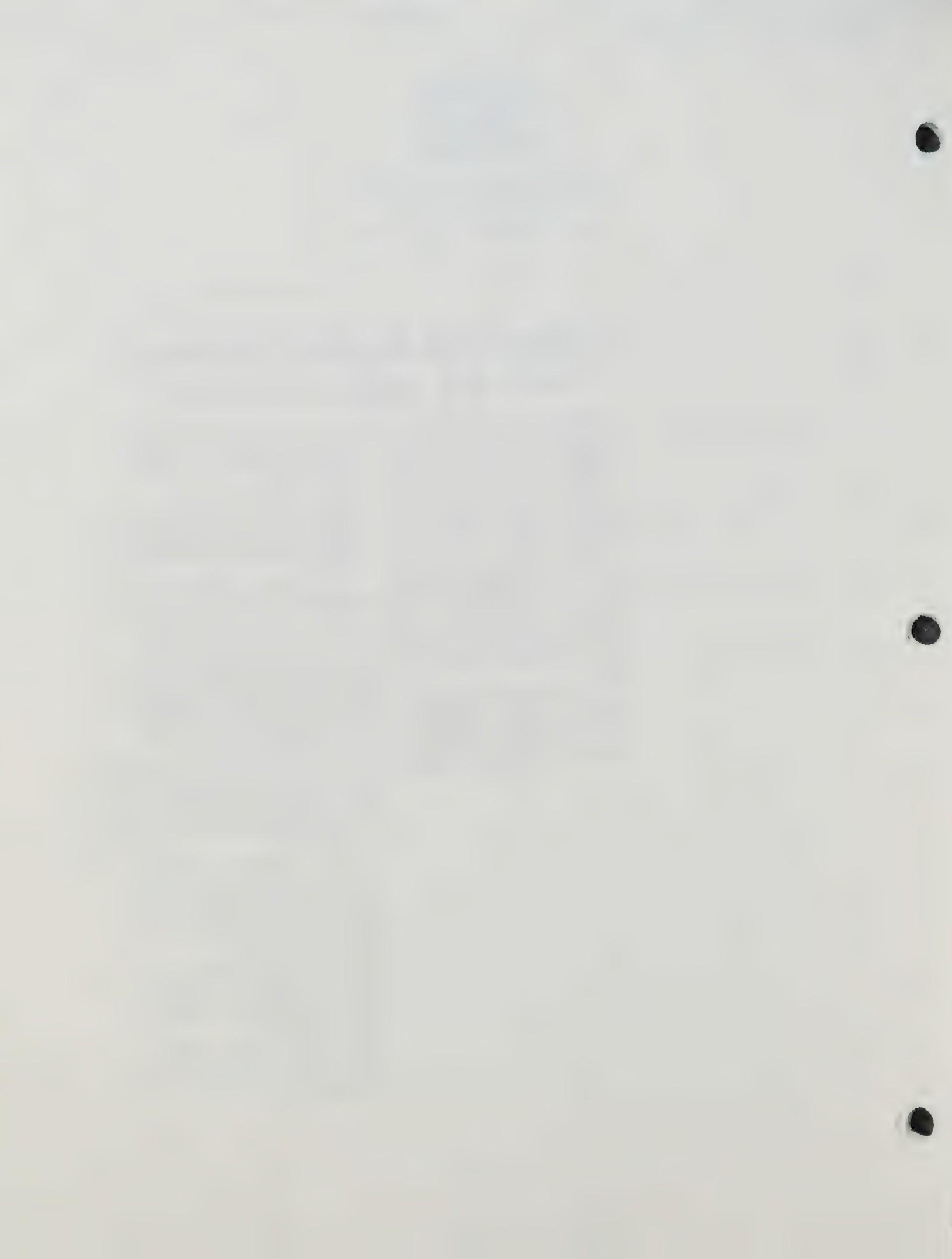
"The push or check was thoughtless, not vicious. But Webber was, by his own admission, well aware firstly, that the push or check from the rear was banned under the rules and secondly, that a player employing the tactic might well cause a devastating spinal-cord injury of the sort suffered by Unruh."

Unruh's lawyer, John Laxton, said later the judgment should send a message to hockey officials that violence in "our national sport" must be controlled.

"The Canadian Amateur Hockey Association, along with all officials, have got to get serious about ridding the game of unnecessary violence," Laxton said.

An emotional Unruh, in a telephone interview from his parents' home in the Fraser Valley, had difficulty expressing his feelings.

"I'm happy, I'm excited, I'm almost speechless," said Unruh, who is confined to a wheelchair.



2.

Tuesday, 1993 January 19
9:30 o'clock a.m.
Room 233, City Hall

The Parks and Recreation Committee met.

Present: Alderman T. Jackson, Chairperson
Alderman G. Cops, Vice-Chairperson
Alderman T. Cooke
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman D. Agostino
Alderman T. Anderson
Alderman D. Ross

Absent: Mayor R. M. Morrow, Vacation

Also present: Alderman F. Eisenberger
Alderman H. Merling
Alderman F. D'Amico
Mr. T. Gallagher, Roman Catholic Separate School Board
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. R. Sugden, Director of Culture and Recreation
Mr. G. Hesson, Culture and Recreation Department
Mr. G. Smith, Culture and Recreation Department
Ms. C. Secore, Culture and Recreation Department
Mr. G. Maychak, Culture and Recreation Department
Ms. J. Turner, Culture and Recreation Department
Mr. G. Morasse, Culture and Recreation Department
Mr. D. Lobo, Director of Public Works
Mr. B. Chrystian, Public Works Department
Mr. C. Firth-Eagland, Public Works Department
Ms. J. McNeilly, Public Works Department
Mr. A. Ross, Treasurer
Mr. G. Macaluso, Managing Director, H.E.C.F.I.
Mr. D. Vyce, Director of Property
Mr. R. Martiniuk, Property Department
Mr. P. Hooker, Law Department
Mr. L. Farr, Law Department
Mr. B. Janssen, Planning Department
Mr. R. Karl, Traffic Department
Mr. D. Carson, Mayor's Office
Mr. T. J. Stepien, National Basketball League
Mr. T. Svedas, Svedas Koyanagi Architects Inc.
Mr. J. Koyanagi, Svedas Koyanagi Architects Inc.
Mr. B. Aikman, Minor Hockey Representative
Ms. D. Lester, West Mountain Association
Mr. C. Ward, AAA/AA Representative
Mr. G. Harrison, Men's Hockey Representative
Mr. B. Ruttlidge, Hamilton Skating Club
Mr. D. Smith, Hockey School
Mr. P. Saresky, Hamilton Sports Council
Mr. J. Kitamura, Hamilton Minor Hockey Technical Development
Mr. Walker, Sledge Hockey League
Mr. E. Lalla, Bocci Club
Mr. E. Settimi
Mr. R. Polawski, Hamilton Lacrosse Association
Mr. T. Murray
Mr. K. C. Christenson, Secretary

1. DIRECTOR OF CULTURE AND RECREATION**Professional Basketball Summer League at Mountain Arena -
Mr. T. J. Stepien Delegation**

The Committee was in receipt of a report dated 1993 January 14 from the Director of Culture and Recreation respecting Pro Basketball Summer League at Mountain Arena. Mr. T. J. Stepien, owner of the proposed Hamilton Franchise of the National Basketball League, appeared before the Committee and described the make-up of the League. He stated that the League was made up of seven teams from Canada and that a formal announcement to the press was to be made on Thursday, 1993 January 21. He stated that he and his staff had visited the Mountain Arena and found the facilities suited the accommodation requirements of the franchise.

Following a brief discussion, the Committee approved that the Mr. Ray Polawski of the Hamilton Lacrosse Association be heard as a delegation.

Mr. Polawski informed the Committee that the Hamilton Lacrosse Association has used Mountain Arena for 29 years. He stated that this use included three big tournaments during the year and that the City should consider the children being displaced from this facility rather than the dollars that the City would bring in by accommodating a pro-basketball team. Alderman Copps expressed concern with the displacement of the Lacrosse League and suggested that scheduling arrangements be made with the Hamilton Lacrosse League prior to an agreement being reached with the Pro Basketball Summer League. Mr. Stepien informed the Committee that the League would be playing games scheduled between May 15th and August 15th which would include two weekly home games. Alderman Agostino expressed concern with the scheduling arrangements as well and stated he could not support the recommendation unless suitable arrangements had been made with the Hamilton Lacrosse League. Alderman Agostino then questioned the financial arrangements with the proposed Hamilton franchise and suggested that a letter of credit be required from the owner covering at least the first five games. Mr. Stepien responded that the National Basketball League requires a \$100,000. letter of credit prior to a franchise being awarded. He added that he would be willing to pay the first six games rental prior to the beginning of the season.

Following further discussion, the Committee approved the following recommendation:

- (a) That the Pro Basketball Summer League at Mountain Arena report dated 1993 January 14 from the Director of Culture and Recreation be tabled in order that Department of Culture and Recreation Staff, Mr. T. J. Stepien and his staff and the Hamilton Lacrosse Association need to determine if the scheduling conflicts between the Pro Basketball Team and the Hamilton Lacrosse Association at Mountain Arena can be resolved.
- (b) That if necessary, a special meeting of the Parks and Recreation Committee be called prior to the next City Council meeting scheduled for 1993 January 26 to resolve this issue.

2. DIRECTOR OF PROPERTY,**DIRECTOR OF CULTURE AND RECREATION AND MANAGER OF PURCHASING****New West Mountain Twin Pad Arena****(a) Delegations****i. Mr. A. Robertson**

The Committee was in receipt of correspondence from Mr. A. Robertson dated 1993 January 5 and 1993 January 8 respecting the New West Mountain Twin Pad Arena. Mr. Robertson further distributed a report entitled "Paid Attendance - a Comparison 1984/85 to 1992". Mr. Robertson then outlined his concerns respecting the construction of the West Mountain Twin Pad Arena.

ii. Mr. B. Aikman - Minor Hockey Representative

Mr. B. Aikman appeared before the Committee and reviewed a copy of a report previously distributed to the Members of the Parks and Recreation Committee entitled West Mountain Twin Pad Arena - Comments on the Submissions made to the Parks and Recreation Committee of the City of Hamilton by Mr. A. Robertson - January 1993. The report was dated 1993 January 19.

iii. Ms. D. Lester, West Mountain Association

Ms. Lester appeared before the Committee and read from a letter dated January, 1993 which she would be forwarding to the Mayor and Members of Council respecting the West Mountain Minor Hockey Association's position on proceeding immediately with the construction of the West Mountain Twin Pad Arena.

iv. Mr. C. Ward, AAA/AA Representative

Mr. C. Ward appeared before the Committee to express the AAA/AA Hockey League's support for the immediate construction of the West Mountain Twin Pad Arena.

v. Mr. G. Harrison, Men's Hockey Representative

Mr. G. Harrison, President of the Golden Horseshoe Hockey League, appeared before the Committee to express his Association's support for the immediate construction of the West Mountain Twin Pad Arena.

vi. Mr. B. Ruttlidge, Hamilton Skating Club

Mr. B. Ruttlidge, Vice-President of the Hamilton Skating Club, appeared before the Committee and stated that the Hamilton Skating Club had grown to a membership of 600 children and that due to the lack of ice available to them, they had a waiting list of future members. He stated that the Hamilton Skating Club supports the immediate construction of the West Mountain Twin Pad Arena.

vii. **Mr. P. Saresky, Hamilton Sports Council**

Mr. P. Saresky, President of the Hamilton Sports Council, appeared before the Committee to express his Council's support for the immediate construction of the West Mountain Twin Pad Arena.

viii. **Mr. J. Kitamura Hamilton Minor Hockey Technical Development Committee**

Mr. Kitamura, Past President of the Hamilton Minor Hockey Technical Development Committee, to express support for the immediate construction of the West Mountain Twin Pad Arena.

ix. **Mr. D. Barret - Sledge Hockey League**

Alderman Jackson informed the Committee that Mr. Barret was unable to attend the meeting; however, he had forwarded a letter dated 1993 January 18 expressing Mr. Barret's support for the construction of the West Mountain Twin Pad Arena. Chairperson Jackson read the contents of the letter to the Committee members.

The Committee then heard a presentation by Mr. Walker whose son is involved in sledge hockey. Mr. Walker expressed his support for the immediate construction of the West Mountain Twin Pad Arena.

x. **Ms. B. Mallory**

Alderman Jackson stated that Ms. Mallory was unable to attend today's meeting; however, she had presented a letter entitled "Ontario Women's Hockey Association Girls Hockey". The Chairperson read the letter which expressed the Association's support for the immediate construction of the West Mountain Twin Pad Arena.

xi. **Mr. E. Lalla, Bocci Club**

Mr. E. Lalla appeared before the Committee and stated that a covered bocci court at the West Mountain Twin Pad Arena would serve the entire City not just a portion of the West Mountain. He also stated that the 1992 World Championships were to be held in Hamilton and that the facility would be much needed for this event.

Mr. E. Settimi also appeared as a delegation in respect to the bocci court facility and expressed his support for the construction of a covered bocci court facility at the West Mountain Twin Pad Arena. Alderman Ross stated that the City had already experienced too many delays and that the construction of the West Mountain Twin Pad Arena should commence immediately. He stated in no uncertain terms that construction should commence now.

Alderman D'Amico stated that while he supports the construction of the West Mountain Twin Pad Arena and that the City should get on with this construction immediately, he had concerns with the issue of the bocci court. He stated that a covered bocci court would be a City-wide facility and that alternate financing should be considered for this undertaking. He asked what the cost of covering the bocci court would be. Mr. Vyce responded that this cost was estimated at \$569,000. Alderman D'Amico questioned whether the builder would be willing to allow the City 90 days to consider other funding sources for the construction of an in-door bocci court. Mr. Martiniuk responded that the contractor had guaranteed his prices for a period of 30 to 45 days but would need a recommendation approving the construction of the foundation of the facility in order to meet construction deadlines.

Following considerable discussion, the Committee approved the following recommendation:

- (a) That a purchase order be issued to Bradscot Construction Limited, 144 Bullock Drive, Markham, Ontario in the amount of \$8,477,532. for the construction of the New West Mountain Twin Pad Arena, 91 Chedmac Drive, Hamilton, Ontario.

This amount does not include the estimated amount of \$593,427. Goods and Services Tax (G.S.T.).

- (b) That approval be given to enter into a contract, satisfactory to the City Solicitor, with Bradscot Construction Limited, 144 Bullock Drive, Markham, Ontario for the construction of the New West Mountain Twin Pad Arena, 91 Chedmac Drive. The construction amount will be \$8,477,532.
- (c) That the Mayor and the City Clerk execute the contract on behalf of the City.

The Committee then addressed the bocci court facility and approved the following recommendation:

- (a) That a Sub-Committee be formed consisting of staff, consultants, Council Members and members of the Bocci Association to examine all options in regards to bocci court facilities at the Twin Pad Arena.
- (b) That these options include:
 - i. a financial credit being allotted for the outdoor facilities to be used for indoor facilities
 - ii. A reduction in scope, size and cost of the in-door bocci facility to bring the project within budget.
 - iii. That the Sub-Committee investigate the potential financing from senior levels of government and the private sector.
 - iv. Covering of out-door bocci courts
 - v. That the report of the Sub-Committee on this issue be presented to the Parks and Recreation Committee before 1993 March 15.

Subsequently, Alderman Cooke stated that it should be understood by all Committee Members that any City funding required to undertake the covering of this bocci court would have to follow the normal budget process.

3. ADOPTION OF THE MINUTES**(a) Minutes of the meeting held 1993 January 5**

Minutes of the meeting held 1993 January 5 were adopted as circulated.

(b) Minutes of the meeting held 1993 January 12

The minutes of the Special Meeting held 1993 January 12 were adopted as circulated.

4. DIRECTOR OF CULTURE AND RECREATION**(a) Hamilton Cardinals Baseball Club**

The Committee was in receipt of a report from the Director of Culture and Recreation dated 1993 January 14 respecting the Hamilton Cardinals Baseball Club.

Alderman Copps requested that the Department of Culture and Recreation provide the Parks and Recreation Committee with an annual financial report on the Hamilton Cardinals Baseball Club's operation at Bernie Arbour Stadium.

Subsequently, the Committee approved the following recommendation:

- (a) That permission be granted to the Hamilton Cardinals Baseball Club to sell sign board advertising to be erected on the fencing surrounding Bernie Arbour Stadium.
- (b) That the Club be responsible for any costs associated with the selling, production, installation, maintenance, removal, storage and insurance of all sign boards.
- (c) That the City of Hamilton, Department of Culture and Recreation, purchase the fence advertising sign boards from the former Hamilton Redbirds Club from the 1992 surplus in Account No. CH53105 70040 provision for Sports Subsidies for use by the Hamilton Cardinals Baseball Club.
- (d) That this amount be reimbursed by the Hamilton Cardinals Baseball Club to the Department of Culture and Recreation no later than 1993 July 31.
- (e) That permission be granted to the Hamilton Cardinals Baseball Club to operate the snack bar concession stands at Bernie Arbour Stadium and to service all user organizations at the Stadium for a period of five years commencing 1993 May.
- (f) That the Club provide adequate insurance, for the operation of the snack bar concession operation.
- (g) That the City enter into an agreement, satisfactory to the City Solicitor, with the Hamilton Cardinals Baseball Club.

(b) Winterfest Programs 1993

The Committee was in receipt of a report from the Director of Culture and Recreation dated 1993 January 7 respecting Winterfest Programs 1993.

Mr. Sugden informed the Committee that Section (b) of his recommendation should be amended to Gourley Park Community Council 1993 January 31 rather than 1993 February 7.

Subsequently, the Committee approved the following recommendation:

- (a) That approval be given to provide supervised programs of Winterfest to permit dog weight pull, sleigh rides, bon fire and large events at Chedoke and King's Forest Winter Sports Parks from 1993 February 11 to February 14.
- (b) That approval be granted to the following Community Councils to conduct sleigh rides, bon fires and various large Winterfest Family activities in their neighbour parks.

Powell Park Community Council	1993 January 30
Gilkson Park Community Council	1993 January 31
Rushdale Community Council	1993 January 30 and January 31
Eastmount Park Community Council	1993 February 6
Gourley Park Community Council	1993 January 31
Calquhoun Rink Park Committee	1993 February 7
North Central Community Council	1993 February 7
Beach Strip-After 4 Program	1993 February 13

5. DIRECTOR OF PUBLIC WORKS

(a) Gore Park

The Committee was in receipt of a report from the Director of Public Works dated 1992 January 11 respecting Gore Park.

Mr. Chrystian informed the Committee that an amendment was required to the Executive Summary of the Mountain Review report - page i - second paragraph. He indicated that the last sentence be amended to read as follows:

"The total value of claims paid by the City to-date is approximately \$150,000. and the value of paving stone repair is in the order of approximately \$24,000. per year."

Mr. Chrystian then reviewed the contents of the report and following discussion, the Committee approved to amend item b as follows:

"That the Gore Park Review Team be authorized to undertake an "in-house" detailed study, outlining the cost/benefits of installing bus transit shelters in the Gore Park Study Area."

Subsequently, the Committee approved the following recommendation:

- (a) That consideration be given in the 1993 - 2003 Capital Budget for the reconstruction of the Gore Park walkways in 1995; and
- (b) That the Gore Park Review Team be authorized to undertake an "in-house" detailed study, outlining the cost/benefits of installing bus transit shelters in the Gore Park Study Area; and
- (c) That the Parks Division of the Public Works Department be authorized to further study lighting in Gore Park with a view to improving the security and aesthetic aspects of the Park; and
- (d) That the Public Works and Culture and Recreation Departments be authorized to meet with the Downtown Hamilton B.I.A. to evolve specific guidelines for the holding of events in Gore Park; and
- (e) That the Guidelines prepared by the Gore Park Review Team contained within the report marked Appendix "A" attached hereto, concerning programming, maintenance, design, transit shelters, lighting and security be adopted; and

- (f) That Parks Division staff be authorized to evolve a public input/awareness strategy to inform the public of the problems and possible solutions associated with the Gore Park walkways and transit shelters for consideration by the Parks and Recreation Committee.

(b) **West Harbourfront Development Study**

The Committee was in receipt of a report from the Director of Public Works dated 1993 January 11 respecting the West Harbourfront Development Study.

Alderman Copps expressed concern that a sports facility on the Waterfront would take up valuable public space. Alderman Cooke responded that the Committee was considering utilizing industrial sites rather than property right on the Waterfront.

Following considerable discussion and support for the project, the Committee approved the following recommendation:

- (a) That the existing Capital Budget Project Submission titled "Feasibility Study - Multi Use Professional Sports Complex" be amended to "West Harbourfront Development Study" as detailed in the Project Submission Form, attached hereto as Appendix "B".
- (b) That consideration be given in the 1993 - 2003 Capital Budget to fund this study at a cost of \$300,000. in 1993.
- (c) That the Sports Complex Study Steering Committee be disbanded and a West Harbourfront Development Study Steering Committee be established.
- (d) That staff be authorized to enter into discussions with various public agencies and private land owners in the West Harbourfront precinct concerning the City's interests in planning this area including the development of a major Multi-Use Professional Sports Complex as a possible joint public and private sector initiative.
- (e) That for the purposes of this study, related tasks assigned through various sub-committees of Council will be reported through the West Harbourfront Development Steering Committee to the Parks and Recreation Committee.
- (f) That the Steering Committee be authorized to prepare detailed terms of reference for this study, for the consideration of the Parks and Recreation Committee.

Alderman Jackson informed the Committee that Alderman Eisenberger had requested to be a member of the West Harbourfront Development Study Steering Committee.

6. SECRETARY, ARTS ADVISORY SUB-COMMITTEE

Petitioning by the Province for an increased Federal Funding Allocation for the C.E.I.C. Job Strategies Programme for Training of the Arts Sector

The Committee was in receipt of a report from the Secretary, Arts Advisory Sub-Committee dated 1993 January 11 respecting the petitioning by the Province for an increased Federal funding allocation for the C.E.I.C. Job Strategies Programme for Training of the Arts Sector.

The Committee approved the following recommendation:

- (a) That the City of Hamilton advise the Provincial Minister of Culture and Communications that it supports the Minister's efforts in lobbying the Federal Government for increased funding for Training in the Arts; and

- (b) That Federal funding to the Canada Employment and Immigration Commission (C.E.I.C.) for a Training Programme entitled "Canadian Job Strategy", which provides training funds for which the cultural sector is eligible, should be increased by at least 3% of its present allocation.

7. **SECRETARY, PARKS AND RECREATION CITIZENS' ADVISORY SUB-COMMITTEE**

Arenas Feasibility Study - Culture and Recreation Department

The Committee was in receipt of a report from the Secretary, Parks and Recreation Citizens' Advisory Sub-Committee dated 1993 January 12 respecting the Arenas Feasibility Study - Culture and Recreation Department.

The Committee approved the following recommendation:

- (a) That the "Arenas Feasibility Study", contained in the Department of Culture and Recreation's 1993 portion of the 1993 - 2002 Capital Budget Submission be given a high priority.
- (b) That the "Arenas Feasibility Study" include a review of the Annual Arenas Maintenance Budget.

8. **OTHER BUSINESS**

Recreational House League Hockey - Carding

Alderman Agostino raised the issue of Recreational House League Hockey and Carding, stating that he had received a letter from Mr. Paul Bryant respecting this issue. He asked that the item be placed on the next agenda of the Parks and Recreation Committee meeting and that a staff report be provided at that time.

Following a brief discussion, the item was referred to staff for a report and was to be placed on the agenda of the next Parks and Recreation Committee meeting scheduled for Tuesday, 1993 February 2.

9. **ADJOURNMENT**

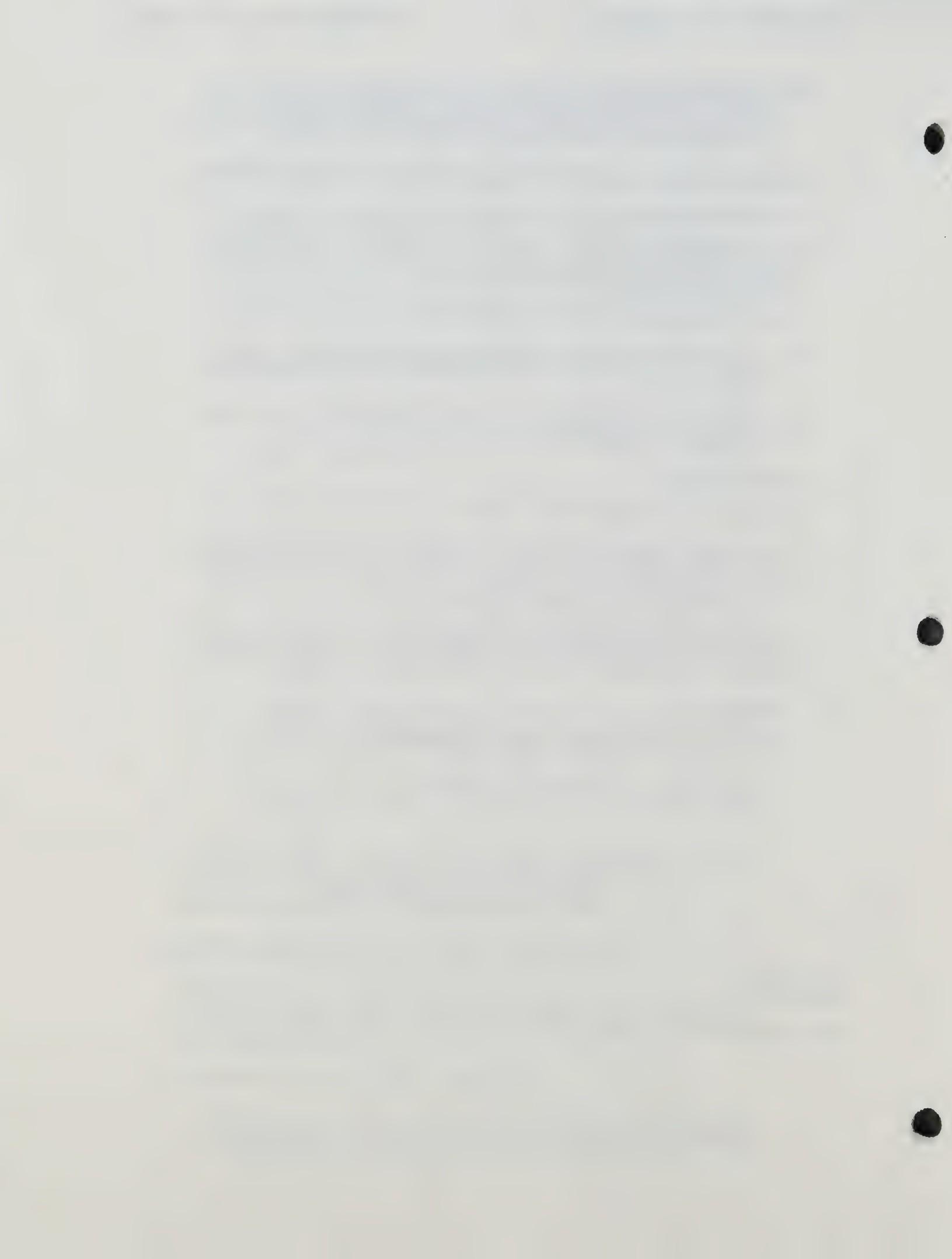
There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE**

K. C. Christenson
Secretary

1993 January 19



3.

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 January 28

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo
Director of Public Works

Mr. D. Vyce
Director of Property

SUBJECT: Hamilton Beach Project

RECOMMENDATION:

1. That the transfer of Hamilton Region Conservation Authority (HRCA) properties on Hamilton Beach to the City of Hamilton and disposition of said properties follow the "selected approach" outlined in Scheduled 'A' attached to this report.
2. That a sub-committee of City elected officials comprised of the Mayor and Chairs of the Parks and Recreation Committee, Planning and Development Committee and Finance and Administration Committee be authorized to meet with a sub-committee of Full Authority members to review the "selected approach" and jointly establish a final recommendation to the City and HRCA.
3. That prior to submitting a formal request to the Provincial Government regarding their financial interest in this project, the HRCA and City jointly host a meeting with local MPP's to discuss the proposed property transfer between the Conservation Authority and the City.

[Signature]
Mr. D. Lobo
Director of Public Works

[Signature]
Mr. D. Vyce
Director of Property

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

During the period 1976 - 1985, 174 properties (\pm 25 acres) were purchased at an approximate cost of \$4,130,000, this amount shared on a 55/45% basis between the Province and City of Hamilton, respectively.

An additional 10 acres are still to be transferred from the Ministry of Transport Ontario to the Conservation Authority as these lands are excess to their needs. This transaction will bring the area owned by the HRCA to 35 acres \pm .

Present 'day' market value of the "surplus" lands, representing 106 \pm properties (22 acres \pm) identified for sale has not been determined, however, it is anticipated that revenues derived through the sale will be less than the original investment. The funds generated from the sale of surplus properties will be employed by the City to undertake development of the "Breezeway" along the waterfront and related park amenities. The remaining 13 acres \pm to be transferred from the HRCA to the City will be retained in public ownership to facilitate implementation of the open space components of the Beach Neighbourhood Plan.

No decision has been made by the Province with respect to foregoing its financial interest in either the "surplus" properties or those to be retained by the City. A consolidated position between the City and the HRCA is important to effect a favourable Provincial response on this matter.

BACKGROUND:

In the early 1970's, the City of Hamilton (the City) decided to convert Hamilton Beach from a residential development to an open space corridor. To accomplish same, \pm 685 property (\pm 100 acres) would have to be acquired. In 1975, the City, the Province, and the HRCA agreed to collaborate on this ambitious project, and the HRCA was designated to play a lead role, i.e. to acquire 550 properties (\pm 80 acres) with costs to be shared between the City and the Province. It was agreed that properties, once acquired, would be leased to the City for maintenance, operation and recreational development.

Agreement was also reached on the acquisition of the remaining 135 properties (\pm 20 acres) by the Ministry of Transportation (MTO) for its QEW expansion project.

Between 1976 and 1985, the HRCA acquired 174 properties (\pm 25 acres) at an approximate cost of \$4,130,000. This amount was shared between the Province and the City, with respective total contributions of \$2,260,000 (55%) and \$1,870,000 (45%). MTO completed the acquisition of 95 property (\pm 14 acres). Of this total, \pm 10 acres is surplus to MTO requirements and is now being transferred to the HRCA for \pm \$25,000. For the purpose of this report, it is assumed the transfer will be completed by the time the recommendations contained in this report are implemented. Therefore, the total area owned by the HRCA is assumed to be \pm 35 acres.

In 1986, in response to project opposition from local residents, the three project partners agreed to discontinue further acquisitions. Subsequently, several studies were undertaken and, in the final analysis, basic agreement was reached as follows:

1. To discontinue the all inclusive land acquisition program;
2. To encourage a mixed land use for Hamilton Beach, ie. residential, commercial, open space and recreational;
3. To develop a continuous recreation corridor along the Lake Ontario shoreline, linking Confederation Park with the Burlington Canal.

To implement the newly established land use criteria, some already acquired properties can be disposed of while others need to be purchased, ie.

- Several HRCA owned properties, ie. 22 acres, can be sold back to the private sector to accommodate new residential and commercial development;
- Several HRCA owned properties, ie. 13 acres, will be needed for the City's park system and are therefore to be sold to the City;
- An additional 5 properties need to be acquired for open space use.

To determine how the above objectives can best be accomplished, the Province, the City and the HRCA set up a joint staff committee to review available options. Several meetings were held, and the purpose of this report is to summarize conclusions reached.

What Happens when the Conservation Authority Sells Land?

Before an HRCA owned property is sold, Provincial approval is required under Section 21 of the Conservation Authorities Act. This can be a very lengthy process, and unless all properties are sold as a single unit, separate approvals will be required for each parcel sold.

Proceeds from sales would have to be shared in proportion to the original contribution made by the Province and the City, ie. 55% and 45% respectively.

HRCA Future Role

With the recent approval of the Hamilton Beach Neighbourhood Plan, the HRCA can no longer justify its project involvement. Therefore, the HRCA is interested in divesting itself from the project in a manner which would:

- limit its administrative involvement in the sale of properties;

- effect transfer of Authority lands to the City as a single unit, thus simplifying the Provincial approval process; and
- ensure that all or a portion of the Provincial share of sale proceeds be retained locally to carry out broad based HRCA conservation projects.

Why is the HRCA Entitled to a Portion of the Provincial Proceeds?

Conservation Authorities receive Provincial grants, through transfer payments, to support conservation projects and programs. Generally, Provincial support is based on previous allocations plus modest annual increases.

When the HRCA was requested to play a lead role in the acquisition of Hamilton Beach, no additional Provincial subsidies were made available to the HRCA. Therefore, in order to proceed, the HRCA had to forego Provincial subsidies on other important local conservation projects.

Now that the Hamilton Beach project as originally approved has been abandoned, there is justification for the HRCA to request that the Provincial share of sale proceeds be channelled back to the Conservation Authority to "catch up" on conservation projects which were not carried out due to the fact that available subsidies were transferred to the Hamilton Beach account.

Approaches Explored

The joint City, Authority, Provincial staff committee considered several alternatives to transfer project responsibility from the HRCA to the City. It is to be noted that none are straightforward for legislative and financial reasons.

1. The HRCA to sell the 22 acres not needed by the City on the open market on a property by property basis. Each individual sale would have to be approved by the Province, and net proceeds would be shared between the Province (55%) and the City (45%). The 13 acres to be used by the City for parks purposes would be sold to the City as a single unit, with proceeds to be shared on a 55% - 45% basis. The 5 additional properties needed by the City for its parks system would be acquired by the City at its cost.

The problem with this approach is that the Authority lacks the administrative capacity to manage the sale of its properties, and would also have to go through a lengthy process of obtaining Provincial approval whenever a sale is contemplated. The Provincial share of the sales would be lost to the HRCA unless the Province agreed to allow the HRCA to retain all or a portion of its share for local conservation projects. The City has already made such a claim to retain the Provincial share to facilitate the development of its Hamilton Beach park system. The HRCA and the City could therefore be at

opposite ends when negotiating with the Province, a situation which could result in both parties losing a claim to the Provincial share.

2. To sell all HRCA owned Beach properties, ie. 35 acres, to the City at market value as a single unit. After the transaction, the City would be entitled to its 45% of the proceeds with the remaining 55% to be returned to the Province. The Provincial approval process would be simplified as only one approval would be required.

As in scenario 1, the HRCA and the City would request the Province to reinvest their share in local conservation projects and park development on Hamilton Beach.

This approach would require the City to upfront the financing required to effect the transfer of lands from the HRCA to the City.

3. To transfer all HRCA owned properties (\pm 35 acres) to the City at a nominal cost, ie. \$2.00. The City in turn would retain the 13 acres for its parks system, and sell the balance to the public at market value.

In this scenario, the Province would forfeit its share of potential income from future sales. However, the Province may agree to do so with the understanding that the City and the HRCA will resolve between themselves how the Provincial share will be used. In this regard, it is proposed that the City not be required to repay the Province for its financial interest in the 13 acres to be retained by the City. Respecting the 22 acres to be sold on the open market, it is proposed that the HRCA receive 50% of net proceeds as compensation for previously lost Provincial grants. This money would be used toward regionally significant conservation projects.

Selected Approach

Considering the complexities and ramifications of available options, the "selected approach", as described in Schedule 'A', is put forward for consideration and review by the Authority and City.

A separate report on the outcome of the joint staff committee deliberations has been authored by the General Manager of the HRCA and will be presented to the Full Authority at its meeting scheduled for February 4, 1993.

RWC/mc

cc: S. Reeder, Secretary, Finance and Administration Committee
T. Agnello, Secretary, Planning and Development Committee
P. Noé-Johnson, City Solicitor
J. Pavelka, CAO
B. Vanderbrug, HRCA
V. Abraham, Director of Planning

SCHEDULE 'A'

Selected Approach - Hamilton Beach Project

1. That the Hamilton Region Conservation Authority (HRCA) be encouraged to finalize its property transfer arrangement with the Ministry of Transport Ontario thus increasing HRCA holdings on Hamilton Beach from approximately 25 acres to 35 acres±.
2. That the HRCA transfer its land holdings on Hamilton Beach representing approximately 35 acres, including properties transferred from MTO, to the City at a nominal cost ie. \$2.00.
3. That the Director of Property undertake the sale of the properties deemed surplus to park and open space requirements in accordance with the approved Hamilton Beach Neighbourhood Plan, representing approximately 22 acres± and that subject to Provincial approval the HRCA be entitled to receive 50% of the net proceeds from each transaction this being the Provincial entitlement.
4. That the Provincial Government agree to forfeit its financial interest in the 13 acres± to be retained by the City to facilitate implementation of the open space component of the Beach Plan; this being considered the Provincial contribution toward the development of the park component of the Beach Project.

4 (a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 27

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: The Department of Culture and Recreation
Rink And Outdoor Pool Facility Analysis

RECOMMENDATION:

That the following Terms of Reference for the Rink and Outdoor Pool Facility Analysis be approved:

- a) To study the rink units at Coronation, Eastwood, Inch and Parkdale.
- b) To study the outdoor pool units at Coronation, Inch, Parkdale and Walker (Bethune Park) according to, but not limited, to the following parameters:
 - i) Exterior Structure
 - ii) Interior Services
 - iii) Lighting
 - iv) Mechanical
 - v) Energy Efficiency
 - vi) User Amenities
 - vii) Accessibility
 - viii) Business Case/Cost Benefit Analysis
 - ix) Review of the Annual Arenas Maintenance Budget
 - x) User Profile
- c) To recommend appropriate retrofits, upgrades, options and alternative directions for Capital Budget consideration.

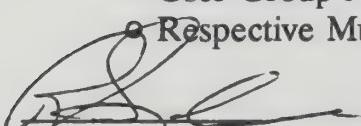
Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

1993, January 27

RECOMMENDATION:

d) To include collaboration from but not restricted to the following groups:

- Standing Committee and Parks and Recreation Citizen's Advisory Sub-Committee
- Ward Aldermen and Community Councils
- User Group Advisory Committees
- Respective Municipal Departments



Robert Sugden

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Subject to Capital Budget approval.

BACKGROUND:

The five facilities in question were built in the early fifties and have been upgraded twice in the past forty years.

These facilities are approaching major infrastructure and amenity retrofits which will require major capital contributions.

It is appropriate to now consider the options available at each location under general terms and conditions.

Schedule & Scope

February - March

- Meeting Of Park & Recreation - Recreation Focus Group
- Meeting At Each Facility - Public Notice
- Assemble Community Steering Sub-Committees
- Public Input

April - May

- Re-draft Of Report
- Cost Benefit Analysis
- Special Consultant Review

Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

1993, January 27

BACKGROUND:

- June**
- Combined Special Meeting Of Sub-Committee
 - Presentation To Parks & Recreation Committee
 - Recommendation & Timetable

Project Team - Steering Committee

Director of Department of Culture & Recreation/Manager of Planning Services
Director of Property Department
Manager of Recreation Services
Manager of Recreation Planning Services
Manager of Property Maintenance
Chairman & Vice-Chairman of Parks & Recreation Committee
Chairman & Focus Chairman of Parks & Recreation Citizen's Advisory Committee

Project Team - Steering Sub-Committee

Manager of Recreation Services Or Designate
Facility Co-ordinators
Community Sub-Committee Chairman
Manager of Property Services Or Designate

The analysis has been recommended in the Department of Culture and Recreation Vision 2000 Report as a 1993 project.

The Vision 2000 Report completed in 1990 is currently undergoing revision based upon the current Capital Budget adjustments which effect the recommended schedule and priorities.

BS:mp



4(b)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 27

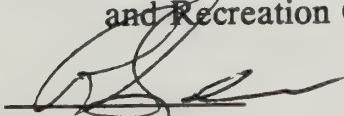
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. R. Sugden
Director of Culture and Recreation

SUBJECT: Rosedale Tennis Club
- Outstanding Loan and Lease Back Arrangements
- Outstanding Utility Charges

RECOMMENDATION:

- (a) That the agreement between the City of Hamilton and the Rosedale Tennis Club, as approved by City Council on 1984, October 16, and deferred 1988, March, be revised in favour of an agreement, satisfactory to the City Solicitor, to include the following:
 - i) An annual payment schedule commencing 1993, December 1, in an amount, not less than \$5,000.00 per year.
 - ii) An annual payment of \$10,000., to commence December 1, 1993, to be held in a City Reserve Account, to be utilized towards the replacement of the "bubble".
 - iii) An annual payment of not less than \$2,380. per year for repayment of the existing utility debt to the City in the amount of \$11,900. on December 1st of each year.
 - iv) An annual payment for all utility costs associated with the Tennis Club.
- (b) That the Director of Culture and Recreation report on this agreement to the Parks and Recreation Committee on an annual basis.


Robert Sugden

.../2

Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

1993, January 27

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

- (i) The minimum commitment of \$5,000 per year by the Club for repayment of the existing \$100,000. debt would be for a term of twenty years, however the repayment may be increased in any year if the Club is profitable.
- (ii) An annual contribution of \$10,000. would be held in a separate City Reserve Account towards the eventual replacement of the bubble. In the event of any default in this agreement, the funds held in the City Reserve may be applied to the outstanding debt.
- (iii) The existing utility debt of \$11,900. would be repaid in annual amounts of not less than \$2,380.

BACKGROUND:

On October 16, 1984, City Council approved the following:

- a loan to the Rosedale Tennis Club in the amount of \$20,000., towards their accounts payable, (\$16,000. of which was paid to Union Gas Ltd.)
- a lease back agreement with the Rosedale Tennis Club in the amount of \$80,000. paid by the City for the purchase of an air structure and the \$20,000. loan on a non-interest bearing basis at the rate of \$20,000. per year for five years commencing September 1, 1987 until September 1, 1991.

On March 8, 1988, City Council approved the following:

- The Club's annual loan payment and the Club's annual contribution towards the City owned tennis "bubble" (lease back payment) to the City totalling \$20,000 per year for five years, be deferred for a five year period at which time the matter would be reviewed by the City Treasurer and the Director of Culture and Recreation.

The Rosedale Tennis Club is operated by a volunteer Executive elected by club membership, the membership is open. A Club Manager is hired by the Club and a contribution of 50% is made by the Corporation towards the annual salary of the Club employee. This contribution, plus the City's cost for maintenance of the buildings is approximately \$23,500. per year.

Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

1993, January 27

BACKGROUND:

Upon receipt of the annual financial statements of the Tennis Club the revised Terms and Conditions have been proposed.

The Club has contributed in 1992 to ongoing maintenance and \$10,000.00 to court resurfacing.

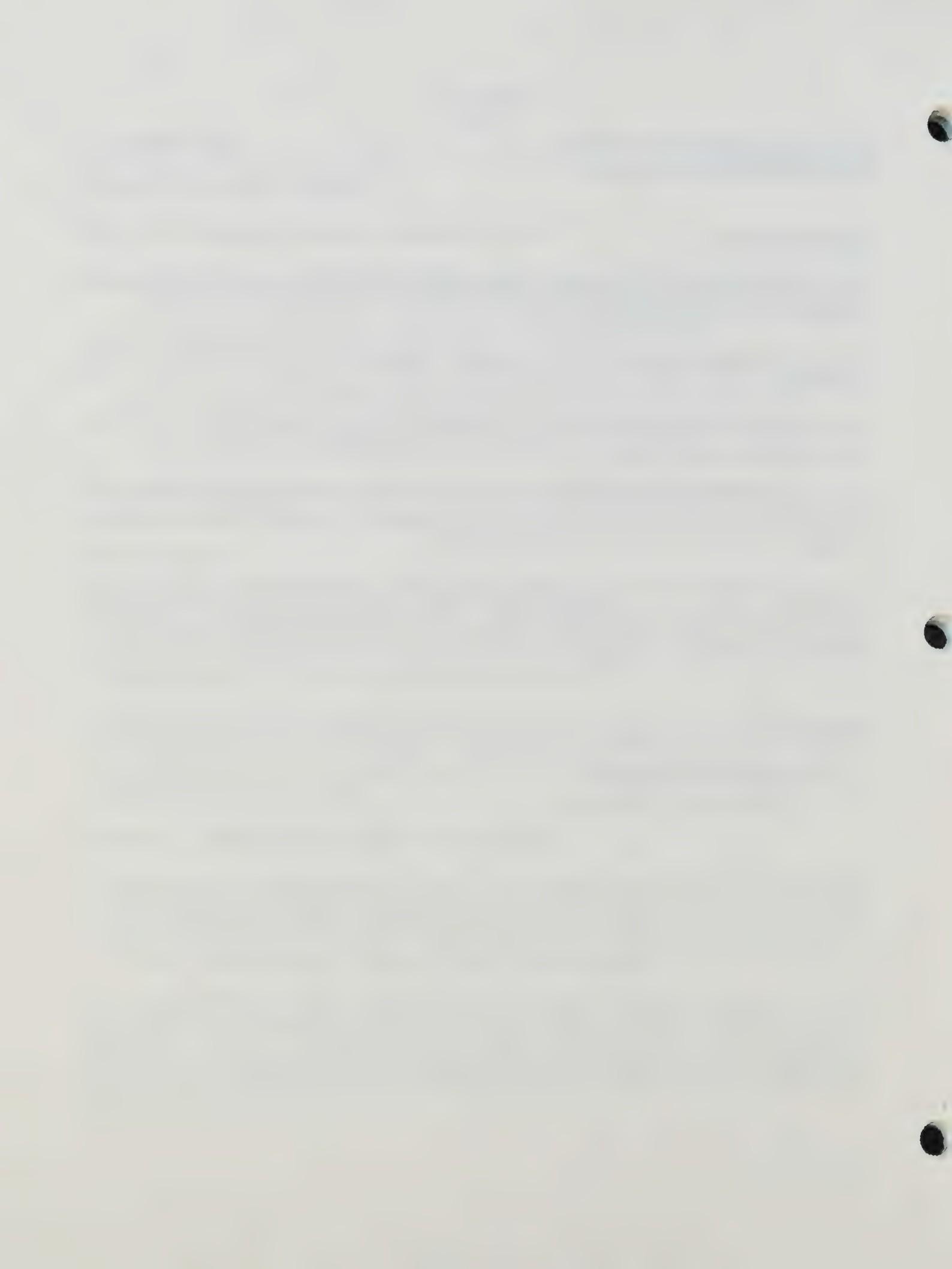
The Tennis Club financial statements for the period ending 1992, August 31, is available upon request from the Department of Culture and Recreation.

Department staff have met with the Executive of the Club and although this is not the best financial position to the City it is the most viable alternative to ensure the Club continues to operate and clears up the outstanding accounts.

An annual review of financial and business planning has been agreed upon, to improve the operational performance of the Tennis Club. The future option available to the City of Hamilton is to consider direction operation should the terms be defaulted in any way.

BS:mp

c.c. A. Ross, City Treasurer
 P. Noé-Johnson, City Solicitor



4(c)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 27

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Hosting of the Canadian Parks/Recreation Association
Conference

RECOMMENDATION:

That the Director of Culture and Recreation be authorized to submit an application to host the Canadian Parks/Recreation Association Conference for the preferred year of 1999.



Bob Sugden

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

Deadline for application is August of 1993

Hamilton has been solicited to host the conference in one of the latter years of the decade.

The following is the schedule of conference locations awarded until 1996:

1993 - Richmond Hill

1994 - Charlottetown

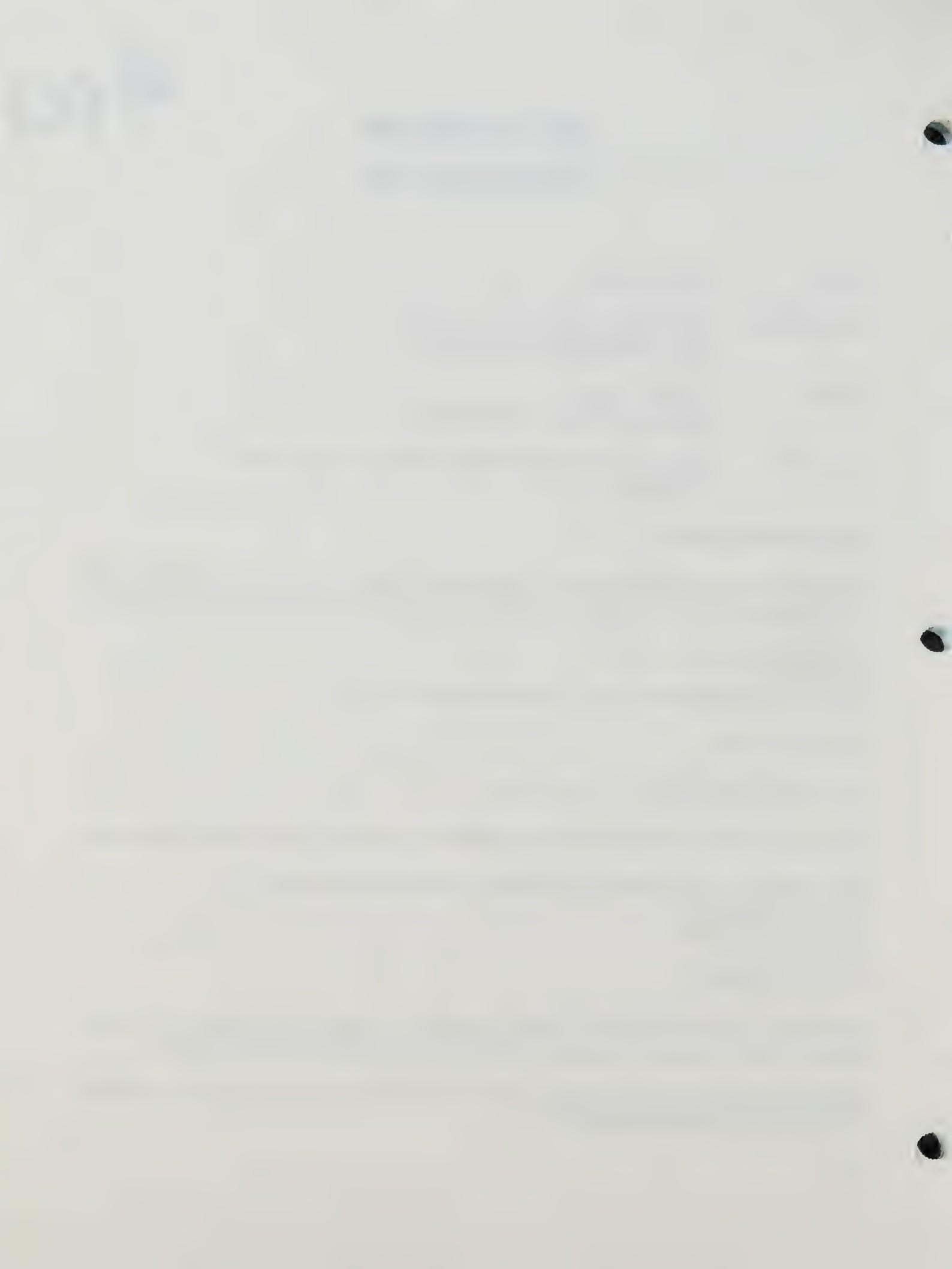
1995 - Ottawa

1996 - Yellowknife

Hamilton previously hosted the 1989 Conference. A total of 640 delegates and family attended and it was regarded as one of the most successful CP/RA Conferences.

Expenses incurred by the conference are ordinarily covered by fund raising and sponsorship, and delegate and trade show fees.

/jt



5.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 22

RECEIVED

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

JAN 25 1993

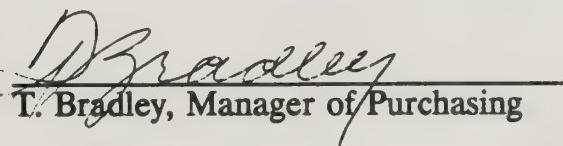
FROM: Mr. T. Bradley
Manager of Purchasing

CITY CLERKS

SUBJECT: Fabricate and Deliver One Hundred Steel Garbage Bin
Containers, Public Works Department

RECOMMENDATION:

That a purchase order be issued to Maglin Furniture Systems, Woodstock, in the amount of \$55,430 including all taxes and contingency, to fabricate and deliver One Hundred Steel Garbage Bin Containers for the Public Works Department, being the lowest of six tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed through Stock Inventory Account No. CH56197 60999 (\$25,645) and Harbourfront Park Remediation Stage 2 Account No. CH5200 419254003 (\$29,785).


T. Bradley, Manager of Purchasing

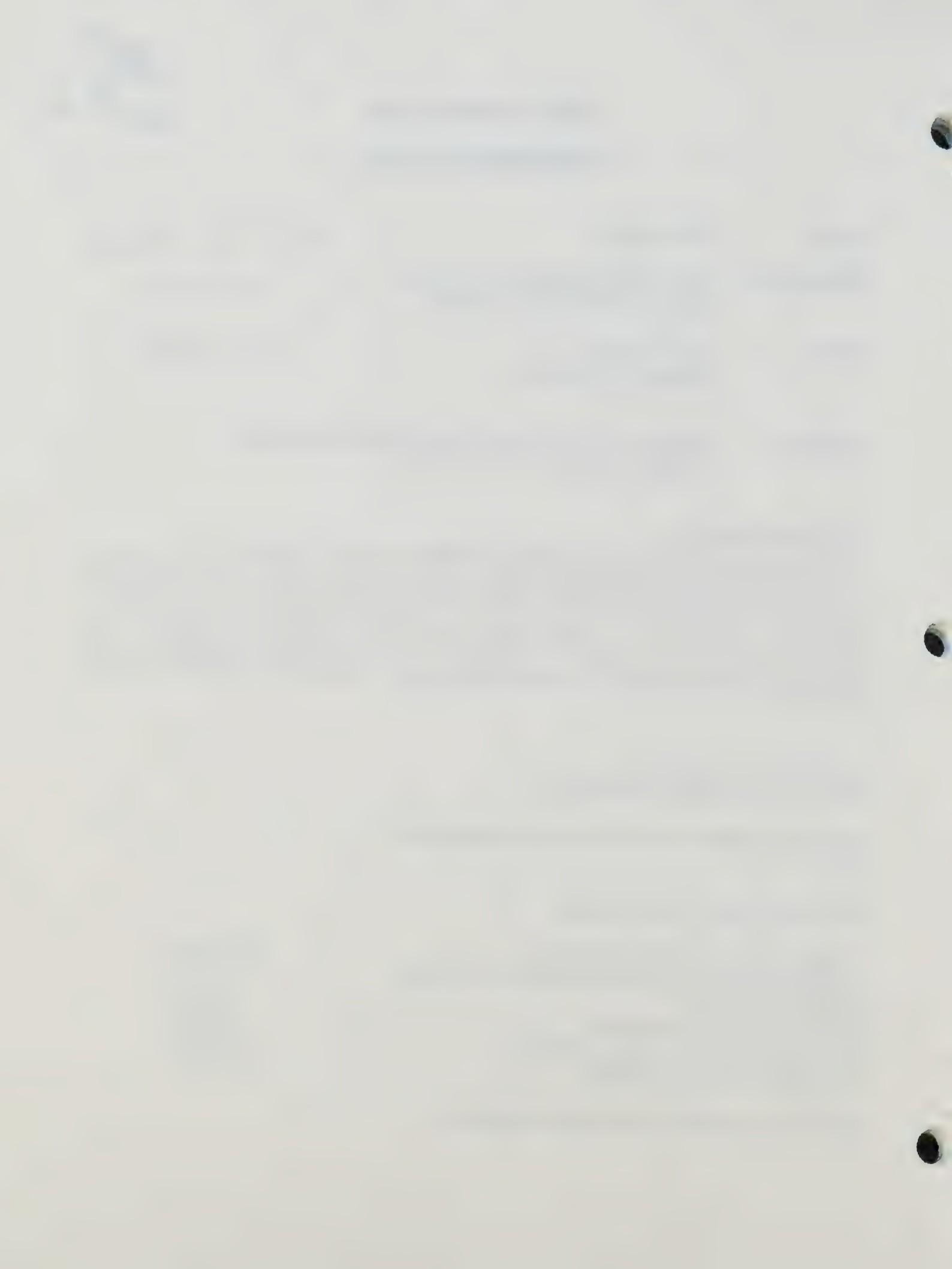
FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND: Tender Analysis

Maglin Furniture Systems, Woodstock	\$55,430.00
Barris Engineering & Manufacturing Ltd., Hamilton	57,385.00
NRB Inc., Grimsby	62,387.50
Dynamic Steel Inc., Hamilton	71,012.50
Twin Oaks Environment Ltd., Hamilton	82,627.50
Kevson Industries Ltd., Weston	93,437.50

Above prices include all taxes and contingency.



6.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 January 27

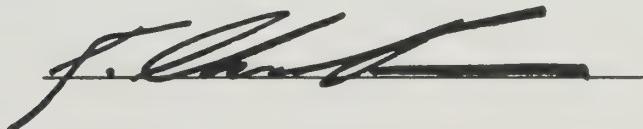
REPORT TO: Chairperson and Members
Parks and Recreation Committee

FROM: Kevin C. Christenson, Secretary
Parks and Recreation Committee

SUBJECT: Information Reports

RECOMMENDATION:

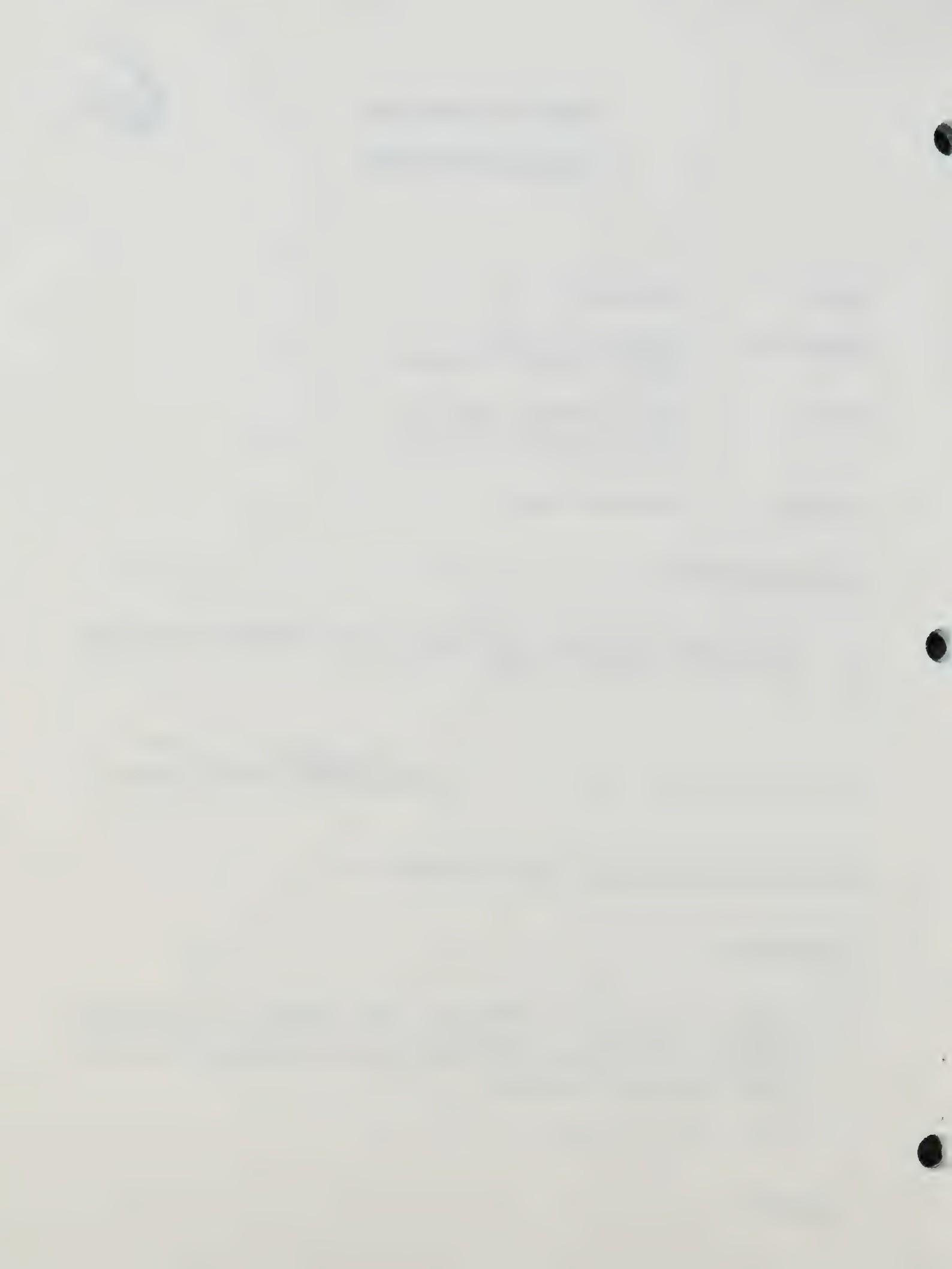
That the attached list of Information Reports previously distributed to the Parks and Recreation Committee, be received.



FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

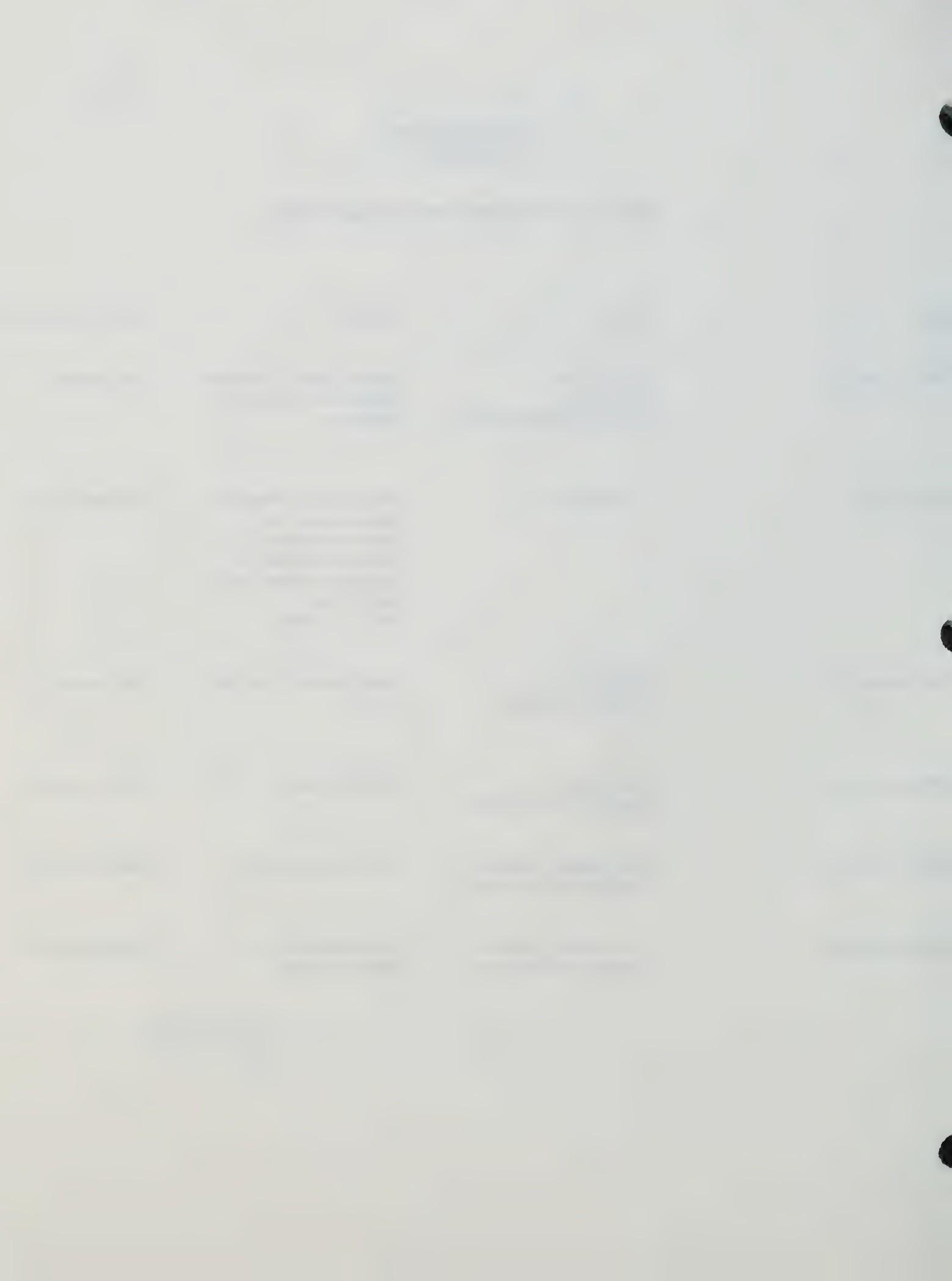
In order to log receipt of Information Reports distributed to the Parks and Recreation Committee, it is recommended that the attached list of reports, distributed to the Committee between 1993 January 18 and January 27 be formally received and noted in the minutes.



INFORMATION REPORTS

PARKS AND RECREATION COMMITTEE

Date	From	Subject	Date Distributed
1993 January 18	Bob Sugden Director of Culture and Recreation	Capital Project Subsidies for Dundurn Castle and Whitehern	1993 January 18
1993 January	A. Robertson	West Mountain Twin Pad Comments on the Submissions made to the Parks and Recreation Committee of the City of Hamilton by Mr. A. Robertson	1993 January 18
1993 January 18	Dan Vyce Director of Property	West Mountain Twin Pad Arena	1993 January 18
1993 January 14	Doug Lobo Director of Public Works	Dundurn Aviary	1993 January 20
1993 January 21	Bob Sugden, Director Culture and Recreation	Hamilton Basketball	1993 January 25
1993 January 25	Bob Sugden, Director Culture and Recreation	Summer Use of the Mountain Arena	1993 January 27
		K. C. Christenson 1993 January 27	



URBAN/MUNICIPAL

CA4 ON HBC AOS
CS1 PI
1993
CITY CLERK



The Urban Municipal Collection
2nd Floor
Hamilton Public Library

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1993 February 11

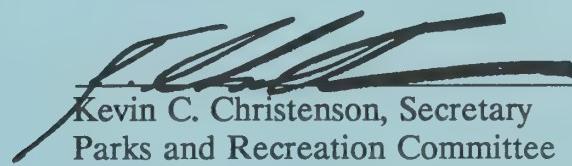
NOTICE OF MEETING

PARKS AND RECREATION COMMITTEE

Tuesday, 1993 February 16

9:30 o'clock a.m.

Room 233, City Hall



Kevin C. Christenson, Secretary
Parks and Recreation Committee

AGENDA

1. DELEGATIONS (9:30 o'clock a.m.)

- (a) Name the "Mum" Mascot-Winner Prize Presentation to Ms. M. Hume
- (b) Winter Garden Show Committee Cheque Presentation to Dundurn Castle
Ms. P. Fischer and Ms. E. Pigott (No Copy)
- (c) Tiger Cat Game Day Partnership, Mr. J. Michaluk
- (d) Ivor Wynne Stadium - Improvements -
Mr. G. Dickout and Mr. J. Michaluk
- (e) Y.M.C.A. of Hamilton/Burlington Facility Development -
Hamilton Mountain - Mr. V. Hryhorchuk
- (f) Warden Park Senior Citizens Club Senior Centre for Riverdale - Ms. E. Brooks
- (g) Recreational House League Hockey Minor Hockey Carding - Mr. P. Byron



2. **ADOPTION OF THE MINUTES**

Minutes of the meeting held 1993 February 2

3. **DIRECTOR OF PROPERTY/
DIRECTOR OF LOCAL PLANNING/DIRECTOR OF PUBLIC WORKS**

Amendment to Encroachment Policy to Protect Park, Woodlot,
Ravine, Open Space, Hazard or other Environmentally Sensitive Areas

4. **DIRECTOR OF CULTURE AND RECREATION**

- (a) Bikeways Phase 3
- (b) Concession Agreement at King's Forest Club House
- (c) Finlandia Clean Water Challenge - Canoe Race
- (d) Hamilton International Hydroplane Regatta

5. **DIRECTOR OF PUBLIC WORKS**

- (a) Canadian Job Strategies
U.I. Section 25 for Park and Open Space Master Plan
- (b) Canadian Job Strategies
U.I. Section 25 for T. B. McQuesten Multicultural Gardens
- (c) Artificial Fish Habitat Structures Hamilton Harbour



6. **SECRETARY, HAMILTON HISTORICAL BOARD**

- (a) Whitehern - Archaeological Consulting - Terms of Reference
- (b) Grounds Use Policy - The Hamilton Museum of Steam and Technology

7. **SECRETARY, PARKS AND RECREATION COMMITTEE**

Information Reports

8. **NEW BUSINESS**

9. **ADJOURNMENT**



OUTSTANDING ITEMS - PARKS AND RECREATION COMMITTEE

	<u>Item</u>	<u>Original Date</u>	<u>Action</u>	<u>Status</u>
1.	Indoor Bocci Courts	1991 Sept. 17	Director of Culture and Recreation and Manager of Parks	Prepare Report
2.	Buttermilk Falls Parking Lot Alterations	1992 Sept. 22	Director of Public Works	Report Back
3.	Process to Reduce Illegal Dumping in Parks and and Open Space	1992 Sept. 22	Director of Public Works	Report Back
4.	Cemetery Operating Hours	1992 October 6	Director of Public Works	Report Back
	Location of Dr. Victor Cecilioni Memorial	1992 December 1	Ald. T. Cooke	Report Back
6.	Non-Residents User Fees Ivor Wynne Stadium	1993 January 5	Director of Culture and Recreation	Report Back
7.	Twin Pad Arena - Bocci Court Sub-Committee	1993 January 19	Director of Property	Report Back 1993 March 15
8.	West Harbourfront Development Steering Committee	1993 January 19	Director of Public Works	Prepare Terms of Reference

Kevin C. Christenson, Secretary
1993 February 11



1(a)

CITY OF HAMILTON

- INFORMATION -

DATE: 1993 January 25

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo
Director of Public Works

SUBJECT: Name the "Mum" Mascot - Winner

BACKGROUND:

In order to help promote the MUM Show and participate in various civic sponsored events, the MUM Volunteer Committee together with the Parks Division commissioned the development of a mascot in the form of our City flower - the Chrysanthemum.

A "name the mascot" contest was part of the program at the 1992 show. Visitors were invited to complete a ballot with their name suggestion(s). Selection of the winning name - CHRYSIE MUM was made by members of the Mum Volunteer Committee during the first week after the show. In addition to a prize for the owner of the winning submission, two additional draws were made from all entries and prizes awarded to contest participants, as follows:

WINNING ENTRY - 2 Seasons Tickets for 1993 Schedule of Tiger Cat home games -
awarded to:

Marg Hume
150 Mohawk Road #908
Hamilton

Compliments of: Hamilton Tiger Cat Football Club

General Draw - Family Membership to City Recreation Centres plus a Family
1st Prize Skate Membership for recreation skating at civic arenas -
awarded to:

Marjorie Adamczyk
19 Alpine Avenue
Hamilton

Compliments of: City of Hamilton - Culture and Recreation Department

General Draw
2nd Prize

4 Tickets to a Hamilton Canucks home game, plus 2 t-shirts and 2 hats - awarded to:

Kathy Thompson
269 Dunsmure Road
Hamilton

Compliments of: Hamilton Canucks Hockey Club

RWC/mc
Attachment - TTK - Hamilton's Civic Flower

- HAMILTON PARKS -

"THINGS TO KNOW"

HAMILTON'S CIVIC FLOWER

by
Jim Pook*

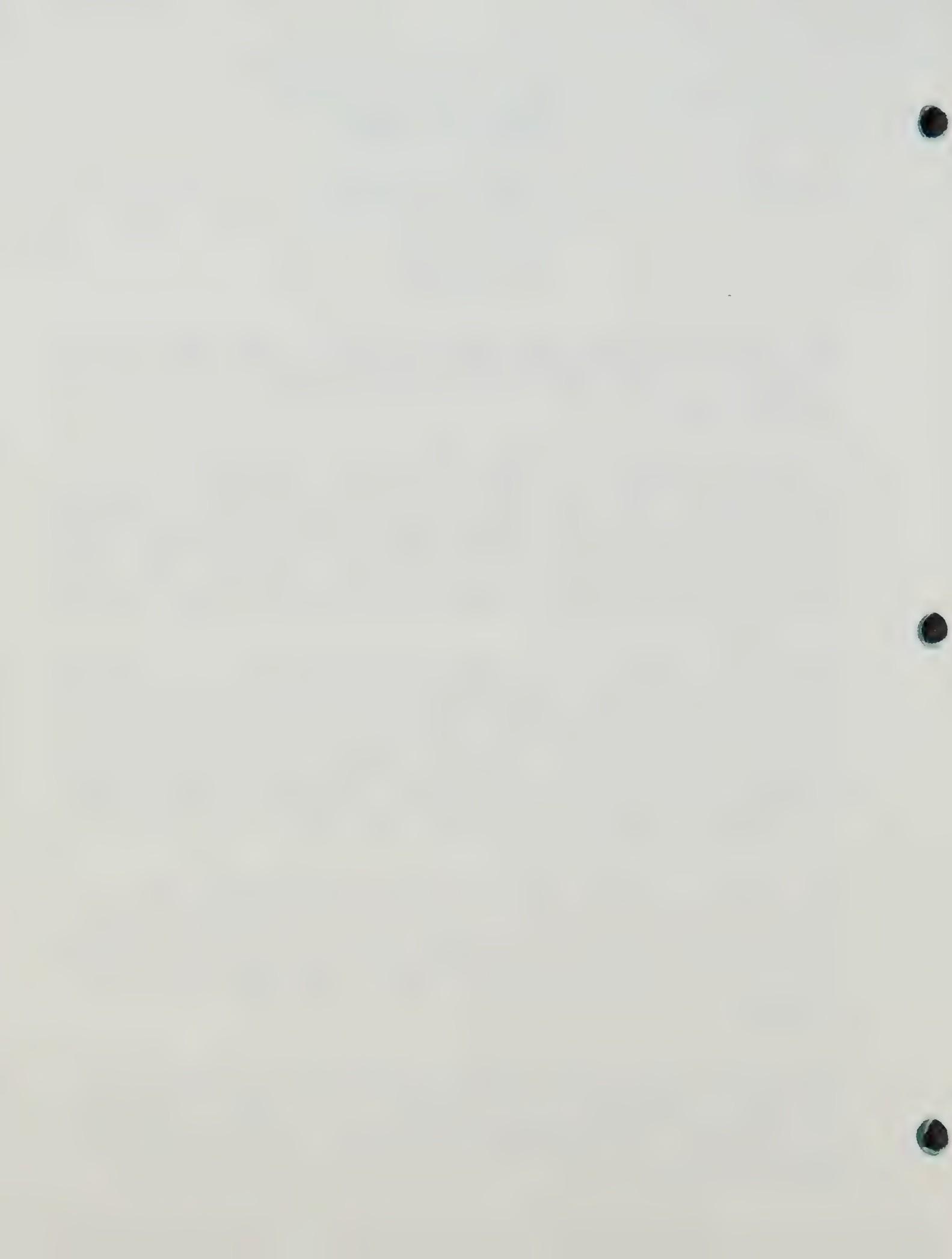
On March 30, 1965, City Council unanimously passed by by-law adoption of the chrysanthemum as the official flower for The Corporation of the City of Hamilton. More specifically, it was the yellow incurved "Mum" grown in the standard form that became an official civic symbol.

The name chrysanthemum is a derivative of two Greek words 'Chrysos' meaning gold and 'anthemon' meaning flower and is attributed to a Botanist called Linneaus who put the words together in 1753. "Gold Flower" was indeed representative of the original chrysanthemums which were mainly yellow in colour and first cultivated in China over 2,000 years ago. Indeed, writings from Confucius dating back to 500 to 600 B.C. make mention of the chrysanthemum's yellow glory. These original cultivars were from the tight incurved family of flower, hence, Hamilton can take pride in having one of the oldest varieties of chrysanthemum as its official flower.

From its origins in China, the chrysanthemum trail can be followed to Japan as early as 386 B.C. and from there finding its way to Europe, but not until the much later date of 1688 according to the earliest kept records. By the late 1800's chrysanthemums had become quite popular and had already reached North America brought over by European settlers. In fact, as early as 1850, greenhouse growers were experimenting extensively with the chrysanthemum giving rise to new shapes, sizes, colours and blooming periods. In addition to our standard incurved Mum, there are several other classifications including the spider, decorative, spoon, single, pom pon, anemone and reflexed Mum.

As a tribute to its official flower, the City of Hamilton annually produces the Chrysanthemum Show at the Gage Park Greenhouses. Parks Beautification staff together with a hard working team of volunteers puts on a display of over 90,000 chrysanthemum blooms representing more than a hundred varieties using a rainbow of colours and different growing forms for the enjoyment of Hamiltonians and visitors alike. This year's show entitled "Enchantment Under the Sea" represented the 72nd Birthday of the Mum Show presentation.

While the yellow mum has been an important part of Hamilton's Horticultural history for several decades, 1992 represents a special time as it was at this year's Mum Show that Hamiltonians were introduced to the newest member of the Mum Show Committee, that being "Chrysie Mum" - a six foot tall chrysanthemum mascot. With the help of our newest team member, the ancient yellow chrysanthemum will continue to be a big part of Hamilton's civic spirit.



1 (C)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 3

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Tiger Cat Game Day Partnership

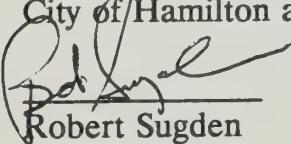
RECEIVED

FEB - 8 1993

CITY CLERKS

RECOMMENDATION:

That the East Wing Press Box at Ivor Wynne Stadium be provided for use at each home game to host game day sponsors and/or promotional partners as a joint undertaking of the City of Hamilton and the Tiger Cat Football Club.



Robert Sugden

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

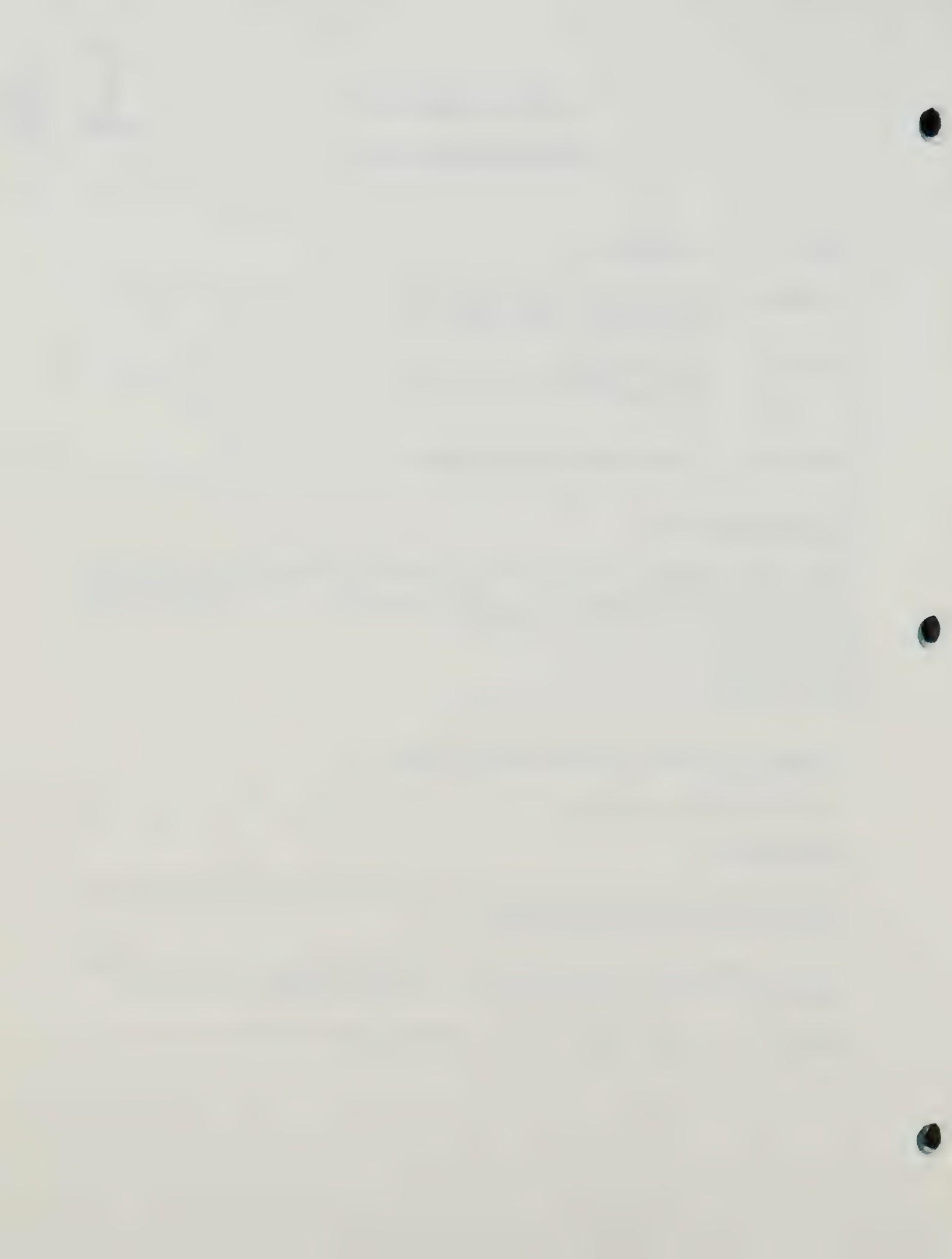
No costs to the City of Hamilton.

BACKGROUND:

The East Wing Press Box is available for use by the City of Hamilton for game days and is equipped to handle approximately eight people.

The use of the press box has been limited in 1992 and will provide a good marketing opportunity for the Tiger Cat Organization in co-operation with the City of Hamilton.

Logistically a city representative would be available to greet the sponsor at each game.



Metrospot

FAC 1(d)

TO: KEVIN CHRISTENSON SECRETARY,
PARKS & RECREATION DATE: FEB 10 1993
FAX #: 1-416-546-2095 PAGE: 1 CITY CLERKS
FIRM: CITY OF HAMILTON (If all pages are not received, please
call sender immediately)
FROM: GLEN DICKOUT SENT BY:
Tel: (416) 322-9404
Fax: (416) 322-9405

RE: IVOR WYNNE STADIUM

Kevin:

Just a short note to request an opportunity to speak to the Parks and Recreation Committee at 9:30am on Tuesday, February 16th regarding the matter of improvements to Ivor Wynne Stadium. More specifically, myself and Mr. Michaluk, President Tiger Cats, will cover the following:

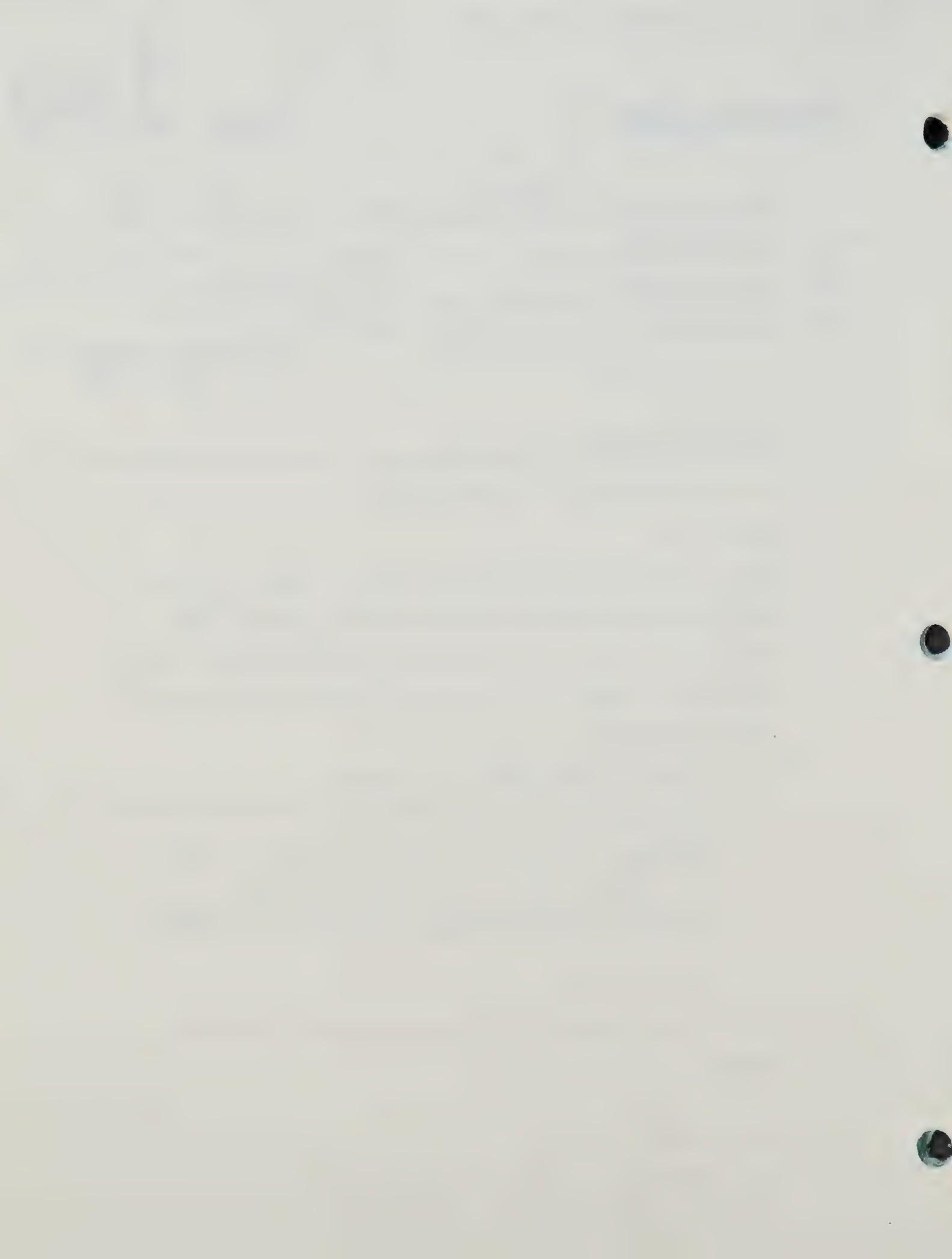
1. Proposed private boxes for '93 Season.
2. Renovations for the City of Hamilton Box for game day sponsors.
3. Renovations for the Black and Gold Room.
4. Expansion of the north-east corner of stadium for possible Black and Gold Room plus team executive offices.
5. Installation of power ads into existing back-lit frames to improve ad value and increase revenue base - '93 season.

Kevin, please contact me if you require additional information.

Regards,

Glen Dickout.

c.c. Bob Sugden Fax: 1-416-546-2338
c.c. John Michaluk. Fax: 1-416-527-5332



CITY CLERK'S DEPARTMENT

MEMORANDUM

1(e)

TO: Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. J. J. Schatz
City Clerk

PHONE: 546-2727

SUBJECT: Referral from City Council **DATE:** 1993 February 11

Please be advised that City Council at its meeting held Tuesday, 1993 February 9th, referred Section 1 of the Third Report for 1993 of the Finance and Administration Committee to the Parks and Recreation Committee, as follows:

- "(a) That the City of Hamilton supports the Y.M.C.A.'s proposed development of facilities in the Mountain community; and,
 - (b) For the information of the members of City Council, the Chief Administrative Officer has been directed to co-ordinate meetings of the appropriate staff to meet with the Y.M.C.A. representatives to discuss the City's financial, land dedication and all other anticipated involvement in participating in the Y.M.C.A. project, and report back to the Finance and Administration Committee."

Would you please ensure that this matter is placed on the next Agenda of the Parks and Recreation Committee for consideration.



JJS/SKR/dbm
c.c. - Susan K. Reeder, Secretary
Finance and Administration Committee
- Council File



THE YMCA OF
HAMILTON/BURLINGTON

METROPOLITAN OFFICES
79 James Street South,
Hamilton, Ontario L8P 1C6
Tel.: (416) 529-7102
Fax: (416) 529-4485

January 18th, 1993

Mr. Kevin Christenson
Secretary, Parks and Recreation Committee
City Clerk's Department
Corporation of the City of Hamilton,
71 Main Street West
Hamilton, Ontario
L8N 3T4

R E C E I V E D

JAN 19 1993

CITY CLERKS

Dear Mr. Christenson,

On behalf of the YMCA of Hamilton/Burlington, I would like to request the opportunity for a delegation from the YMCA to make a presentation to the Parks and Recreation Committee at its meeting on February 16th, 1993.

Our presentation relates to the proposed development of YMCA facilities in the Mountain community.

I have enclosed a copy of our proposal for advance distribution to the members of the committee.

Would you please advise me as to the acceptability of this request and the proposed date.

Sincerely yours,

Vic Hryhorchuk,
Chief Executive Officer.

VH:pm
Enc.

Copy: Tom Jackson
Mayor Bob Morrow
Bob Sugden



THE YMCA OF
HAMILTON/BURLINGTON

PROPOSAL
TO THE
PARKS AND RECREATION COMMITTEE
CORPORATION OF THE CITY OF HAMILTON
REGARDING YMCA FACILITY DEVELOPMENT
ON HAMILTON MOUNTAIN

February 1993

History

From 1958 through 1978 the YMCA of Hamilton/Burlington owned and operated a small Family YMCA Branch at 500 Upper Wellington on Hamilton Mountain.

In 1978 due to deterioration of the building, escalating maintenance costs, and an inability to properly serve the community because of the limited nature of the facility, the building was sold and the Branch's administrative offices and program staff moved into nearby rented facilities. Family YMCA programs continued to be operated in a variety of community facilities on the Mountain including churches and schools.

Recent Background

In 1987 our Association approved a strategic plan that included a commitment to facility expansion with an emphasis on family programming. This plan was predicated on the community's need for improved and additional services and the Association's underlying need for the facilities and other resources to provide these services.

Mountain Facility Expansion Steering Committee

In late 1991 a Steering Committee made up of key community leaders and residents began working on the vision for a new Mountain Family YMCA facility. Strategies for development were identified and the nature of the proposed facility and its ideal location began to emerge.

Feasibility Study

In June of this year, the Board of Directors of the YMCA launched a YMCA Facility Expansion Feasibility Study, which received support funding from the Ministry of Tourism and Recreation. This study was focused upon the need for and feasibility of a new Mountain Family YMCA Branch and the relationship of this initiative to the YMCA's other facility needs.

The Feasibility Study process began in June '92 and the consultant's final report was presented to a special meeting of the Association's Board of Directors on November 7th, 1992.



Study Outcomes

The findings of both the Project Steering Committee and the Feasibility Study Consultant (F.J. Galloway Associates) confirm that there is a strong need for a comprehensive Family YMCA facility in the Mountain community. The level of existing services, and the growing population of the community suggest that the activities of a modern Family YMCA would be heavily utilized.

Based on market research and resident input the ideal or preferred location for a new YMCA facility would be the central/west Mountain area bounded by Upper James Street on the west, Upper Wentworth on the east, Limeridge Road on the north, and Rymal Road on the south.

Adequate parking, and easy access to east-west and north-south public transit routes have also been identified as major location requirements.

The area in the immediate vicinity of the East-West Expressway and Upper James Street appears to be the ideal or most preferred.

The type of facility envisioned and supported by the feasibility study suggests:

- a full family oriented fitness/health/and recreation centre including swimming pool, therapeutic pool, gymnasium, exercise, weight training, club/meeting rooms, and family viewing areas.
- a comprehensive licensed YMCA Child Care centre providing full-time year round infant through school-age child care services to families in the community.
- a YMCA Youth Employment/Education Service centre.
- a capacity to provide, either directly, or collaboratively with other community organizations, a broad range of family and youth services including assessment, counselling, training, literacy, and leadership.

In order to provide this range of activities, with adequate parking and outdoor program areas, a site of approximately five or six acres will be required.



Vision 2000

The City of Hamilton's Vision 2000 - Culture and Recreation Facility Needs Study completed in November of 1990, identifies critical shortfalls in both recreational facilities and programs in the South Mountain Community.

This study identifies the Walker Pool/Bethune Park site (site plan attached) in the Ryckman Neighbourhood as one of three key potential locations to develop community recreation centre/pool facilities. The report as reflected in the City's current capital budget indicates a need for the city to budget an estimated \$25 million to meet the recreation requirements of the Mountain Community.

The Vision 2000 Study points out that:

"In the pursuance of meeting communities' current and future requirements, it may not always be possible or desirable, however, for the municipality to provide these facilities, there may be opportunities to establish partnerships with other agencies in their development and operation."

In addition to our various collaborative efforts with the City of Hamilton in the past, the YMCA of Hamilton/Burlington has this type of collaborative model in place with the City of Burlington as a part of the Burlington Family YMCA / Central Park area in Burlington and has had excellent experience with it over the past 23 years.

The development of a comprehensive Mountain Family YMCA facility in partnership with the City of Hamilton could meet the majority of the recreational needs in the area south of the Expressway without an ongoing operational cost to the municipality.

Economic Impact

Although a formal economic impact study has not been conducted, the following observations and information are relevant to this project:

The construction of the facility will contribute approximately \$10,000,000 to the economy primarily through the local construction industry and local suppliers. The ongoing operations of the facility and the programs associated with it could be expected to create approximately 25 new full-time and 120 part-time positions.

Each year a facility of this size would generate \$2,500,000 in service fees, program fees, and membership fees, all of which would go back into the local economy through wages, and purchases of goods and services.



The YMCA's Proposal

As a major provider of recreational, social, and educational services in the City of Hamilton, the YMCA has a solid track record of effectiveness, adaptability, and public accountability.

As an independent, voluntary, non-profit, charitable, association, the YMCA believes that it has a key role to play as a partner with government and in particular with municipal government in the provision of cost effective, local community services.

The YMCA of Hamilton/Burlington has a long and proven working relationship with this city's politicians and staff related to the development and coordination of facilities and various programs all designed to serve the citizens of Hamilton. The City of Hamilton has historically supported the YMCA both morally and financially on major initiatives in both the lower city and Mountain communities.

As we embark on yet another initiative, we believe that the moral and financial support of the City of Hamilton is crucial to its success. The YMCA of Hamilton/Burlington requests the City's support in contributing City owned land, within the focus area, to permit the construction of a YMCA facility appropriate to the Mountain community's existing and growing needs for service. The current Barton Community Centre / Walker Outdoor Pool site at Bethune Park is the key location identified by the YMCA's Feasibility Study.

The YMCA will also need the City's support as a significant partner in the capital financing of this project. The development of a community accessible , Family YMCA facility in the area identified would offset the need for the city to build a municipal recreation centre in the same area and thereby make it possible for the City to invest capital funds in support of this project.

Our YMCA is currently in the process of analyzing options and potential for capital fund raising, long term debt financing, and overall government participation as partners in this project. A feasibility study to determine the fund raising potential for this undertaking will be conducted during the first quarter of 1993.

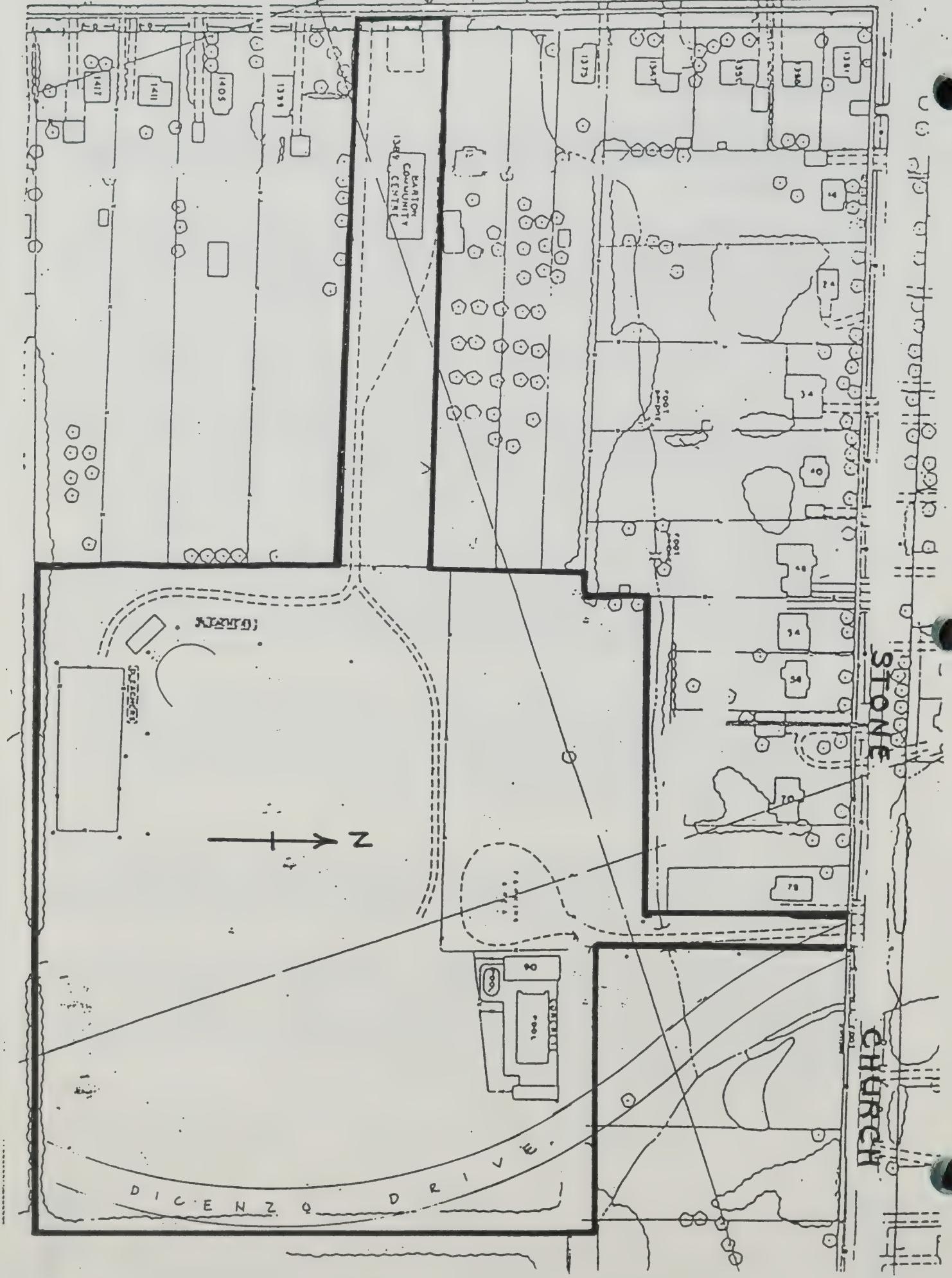
The City's commitment to become a partner in the development of this facility will be a cornerstone in the success of this project. This project will benefit the growing population of Hamilton Mountain by serving their need for quality family and individual recreation and community service, in a cost effective manner, and utilizing our community's vast voluntary resources.

* * *



UPPER

JAMES



1(f)

Dominic Agostino

Alderman Ward 5 Regional Councillor



City of
HAMILTON



Health & Social Services Committee
-Chairman

Hamilton Farmer's Market Subcommittee
-Chairman

Visible Minorities Representation Subcommittee
-Chairman

Employee Suggestion Subcommittee
-Chairman

TKS Investigation Subcommittee
-Chairman

Hamilton Parking Authority Committee
-Vice-Chairman

Parks and Recreation Committee
-Member

Economic Development Committee
-Member

Airport Management Board
-Member

CFL Hall of Fame Committee
-Member

Status of Women Subcommittee
-Member

Regional Audit Committee
-Member

Hamilton Civic Hospitals Board
-Member

Art Gallery of Hamilton Board
-Member

Hamilton Scourge Project Committee
-Member

Association of Municipalities of Ontario - Executive Board Member

Procedural By-Law Subcommittee
-Member



1993 January 19

RECEIVED

JAN 21 1993

CITY CLERKS

Tom Jackson, Chairman,
Parks and Recreation Committee

Dear Tom:

I would like to request that the Warden Park Seniors appear as a delegation at the next Parks and Recreation Committee in regards to the Senior Centre for Riverdale.

I would appreciate confirmation of the arrangements. Thank you for your attention to this matter.

Yours sincerely,

DOMINIC AGOSTINO, ALDERMAN,
WARD 5

DA:tb

c.c. ✓ Mr. K. Christenson, Secretary,
Parks and Recreation Committee

City Clerk's

WARDEN PARK SENIORS CLUB

January 8/93

Mr Dominic Agostino
City Hall.
Hamilton L8N 3T4

JAN 18 1993

Dear Mr. Agostino:

The members of the Executive of Warden Park Seniors would like an update on the building of our Seniors Room.

They feel that they have been very patient with the City re this matter, and would like to know what action, if any, is planned for the very near future.

We might point out that the Sickville Hill Seniors centre is of no use to our members because of transportation difficulties.

We have been waiting patiently for over five years and feel that it is time something other than promises were given us.

Would appreciate a definitive letter from you.

Yours sincerely,
Margaret Brooks
Secretary

Mrs. G Eugene Brooks
421-95 Bur lake Ave
Stoney Creek L8E 1H1

CITY OF HAMILTON

- INFORMATION -

DATE: 1993 January 27

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Warden Park Seniors Club

BACKGROUND:

A Seniors Drop-In Centre in East Hamilton dates back to the mid-eighties. A seniors group has met in the Lake Avenue area, since that time, using existing community facilities with the Department of Culture and Recreation's support and subsidy. The availability of a room in a privately owned apartment building and the use of a school gymnasium have been subjective to the discretion of the owners. In most cases, the owners have been understanding.

In 1988, the Warden Family willed their property and home to the City of Hamilton for both an addition to adjacent parkland and a site for a Seniors Drop-In Centre. The parkland is in use but the home has been demolished and not considered suitable as a site for a Seniors Centre.

In 1990, the Corporation explored alternative sites for a stand-alone Senior Centre using existing parkland. The prime location was objected to when the Planning and Development Committee introduced a zoning change which did permit a structure associated with a sport use, (such as lawnbowling), but it did not permit a dedicated Seniors Drop-In Centre. The challenge was heard but action in either direction was not pursued. At that time, the capital provisions for the Drop-In Centre was \$300,000.

In 1991 - 1992, further consideration was given to location of School Boards property and the capital cost was contained as a 1993 1994 project as a combined Senior Centre - Recreation Centre.

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, January 27

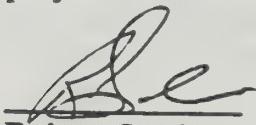
BACKGROUND:

This project has been recommended by the Capital Budget Sub-Committee for:

- Concept Design 1993
- Architect Design 1994
- Construction 1995 - 1996

This project is estimated to cost \$6.6 million to serve a demonstrated need for recreation services east of Highway 20. It is void of programs and an extremely high density area. Originally proposed for Riverdale East adjacent to St. Agnes School (1987) was reassessed to a better centred location which is now Riverdale West with a, yet to be confirmed, link to both Lake Avenue Public School and Joan of Arc Separate School.

This project is exploring a Ministry of Education funding to provide joint classroom, multi-use space, Ministry of Culture and Communications for a joint school, community library and Ministry of Tourism and Recreation support as a uniquely community development project for seniors and family recreation.

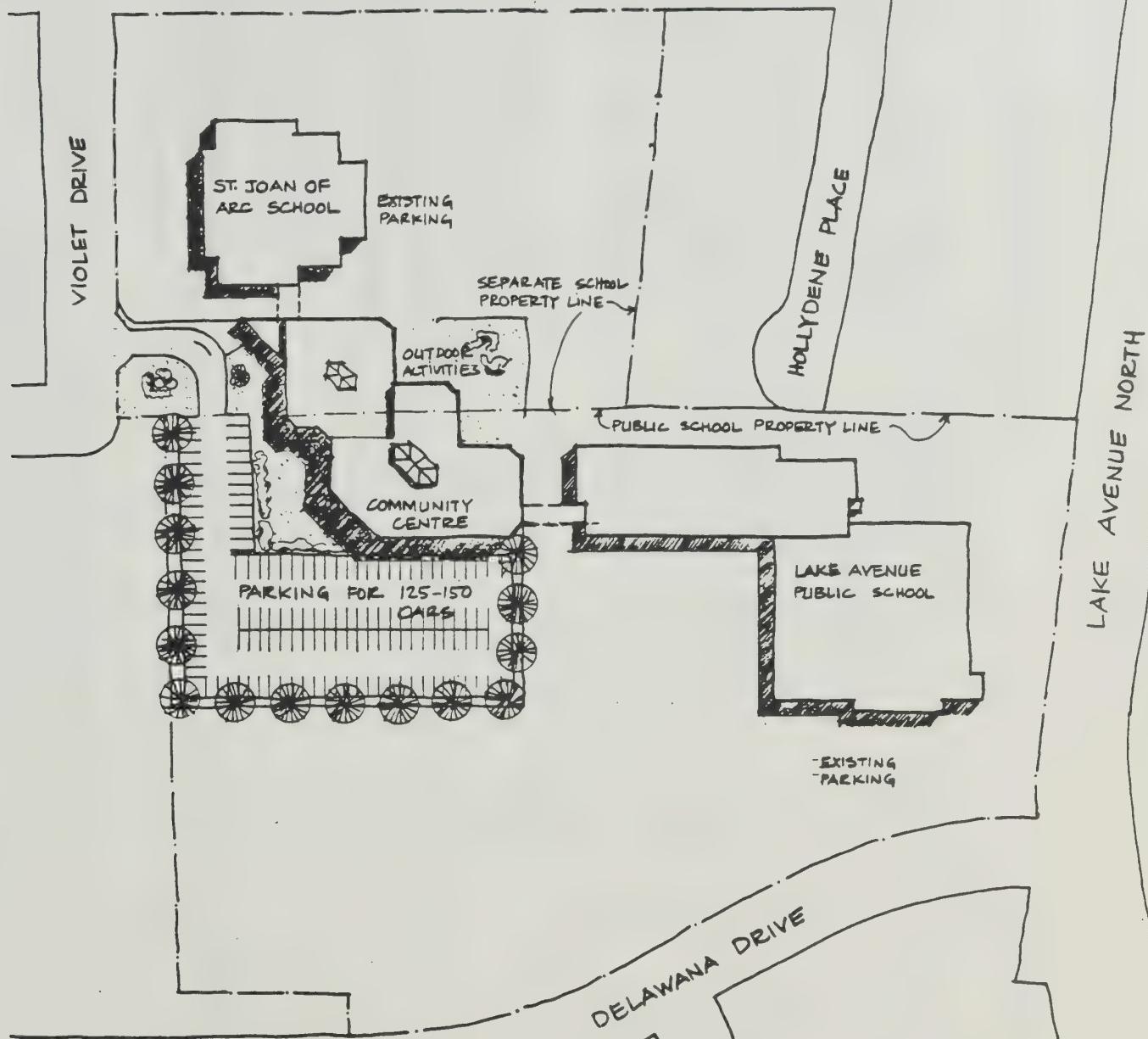


Robert Sugden

BS:mp
Attach.

c.c. J. Pavelka, Chief Administrative Officer
 A. Ross, City Treasurer
 D. Vyce, Director of Property

BARLAKE AVENUE



• BASIC PRELIMINARY DATA

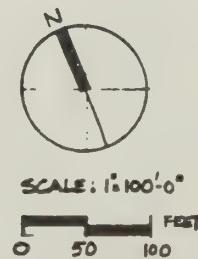
1. COMMUNITY CENTRE... APPROX..... 28,000 - 30,000 Sq.ft.
2. PARKING..... APPROX..... 150 CARS
3. APPROX. LAND..... 330'-0" X 360'-0".... 2.75 ACRES.
4. APPROACH TO COMMUNITY CENTRE FROM VIOLET DRIVE.

• NOTE:

THE BASIC PRELIMINARY DATA REPRESENTS AN ORDER OF MAGNITUDE CALCULATION ONLY. THERE WILL BE FURTHER CRYSTALLIZATION OF THIS DATA AT THE TIME OF FEASIBILITY STUDY.

RIVERDALE-WEST COMMUNITY CENTRE
PRELIMINARY STUDY-SKETCH.....1991 SEPTEMBER 23

ARCHITECTURAL DIVISION
PROPERTY DEPARTMENT
CITY OF HAMILTON



The Corporation of the City of Hamilton

SCHEDULE "A"

PROJECTS BY YEAR & DEPARTMENT ORDER WITH FINANCING
 (Thousands of Dollars)

FINAL RECOMMENDATION BY THE MANAGEMENT TEAM

(Thousands of Dollars)

Mill Rate Impact of Provisional Capital Budget:

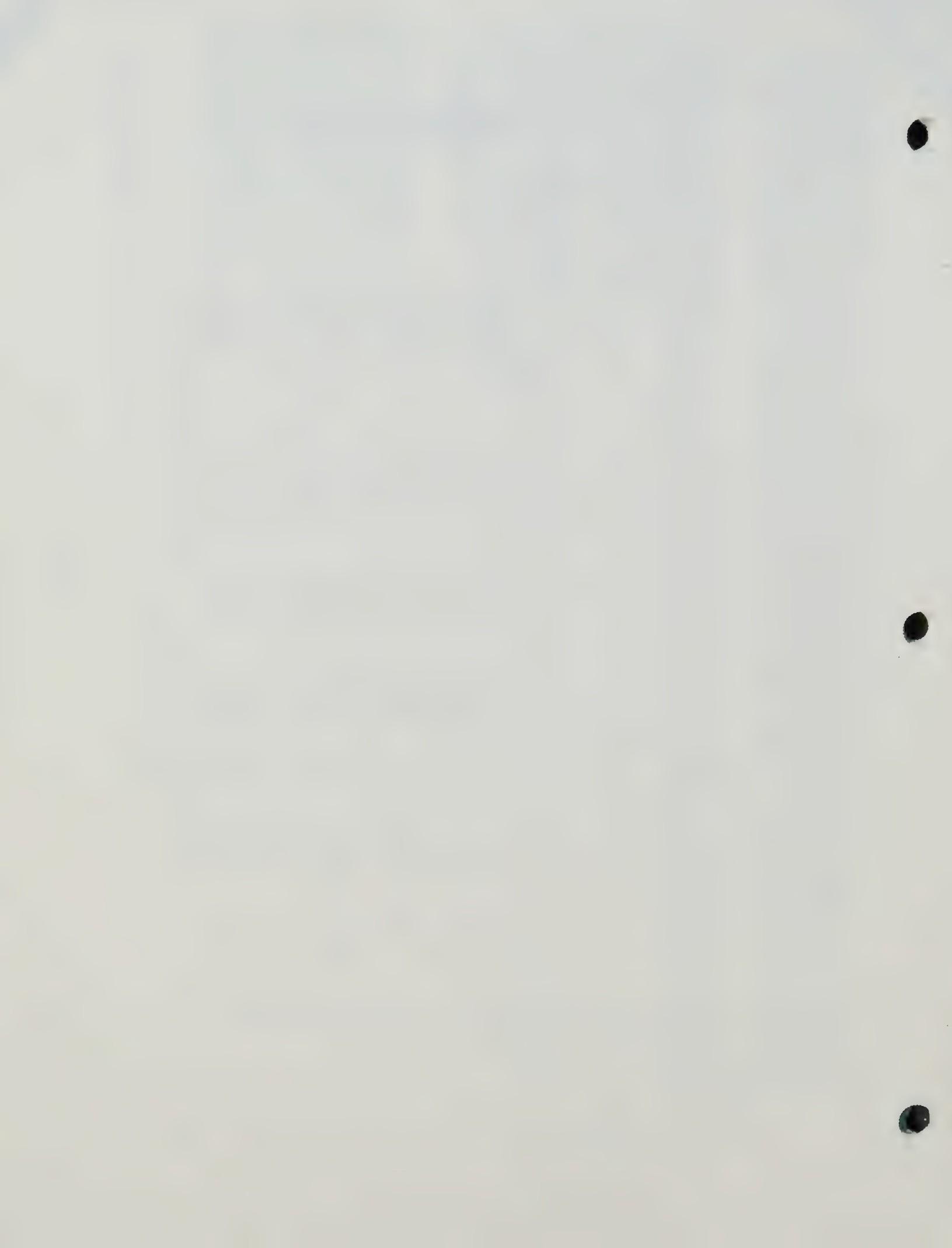
Year	Capital Financing		Current	
	Debt Charges (\$000's)	Capital Levy (\$000's)	Total (\$000's)	Residential Mill Rate (\$000's)
1993	\$16,599	\$2,200	\$18,799	17.4223 \$113
1994	16,599	3,034	19,633	18.1953 97
1995	16,599	4,065	20,664	19.1508 683
1996	16,599	5,107	21,706	20.1165 69
1997	17,099	6,159	23,258	21.5548 156
1998	17,820	6,190	24,010	22.2517 700
1999	18,346	6,220	24,566	22.7670 39
2000	18,674	6,252	24,926	23.1007 84
2001	19,455	6,283	25,738	23.8532 504
2002	20,082	6,314	26,396	24.4630 49

As seen from this table, the provisional plan forms a solid basis for capital financing into the future while controlling current budget impacts on a multi-year basis.

Riverdale Recreation Centre:

The Director of Property was previously authorized by City Council to retain the services of a consultant(s) to carry out a feasibility study for the development of the Lake Avenue Seniors' Drop-In Centre/Riverdale East Recreation Centre, up to maximum funding of \$60,000.

A provision of \$500,000 for the design of the Riverdale Recreation Centre has been included in 1994 and a provision for construction has been provided in the 1995 forecast in order to allow this project, although deferred, to proceed in an orderly fashion. This timing is, however, later than the 1993-94 timing requested by the department. This deferral is proposed due to capital financing limitations and the impact of the projected annual debt charges of \$1,052,000 and net operating costs of \$500,000 (i.e. total annual cost \$1,552,000) for this facility.



1(g)

TO: THE CULTURE AND RECREATION DEPARTMENT
Cc: DOMINIC AGOSTINO

From: PAUL BYRON

561 GREENHILL AVE.
HAMILTON, ONTARIO
PHONE: 578-1850
BUS: 547-5323

DEAR SIR,

I AM WRITING TO YOU AS A VERY CONCERNED PARENT OF THREE YOUNG BOYS WHO PLAY RECREATIONAL HOUSE LEAGUE HOCKEY FOR THE SCOTT PARK HOCKEY ASSOCIATION. YES! A MEMBER OF ONE OF THE "OUTLAW" ORGANIZATIONS IN YOUR CITY. IT BAFFLES MY MIND HOW AN ORGANIZATION WHICH PROMOTES "KIDS HAVING FUN" CAN BE BRANDED WITH SUCH A LABEL.

THE PROBLEM, AS I WILL DESCRIBE, IS DIRECTLY RELATED TO OUR CHOICE, AS AN ORGANIZATION, NOT TO CARD OUR HOUSE LEAGUE PLAYERS WITH THE ONTARIO MINOR HOCKEY ASSOCIATION. THE POLITICAL GAMES OF THE O.M.H.A. HAS REACHED AN ALL TIME LOW. ON MONDAY, JANUARY 11, 1993, OUR FRIENDSHIP TOURNAMENT WITH BIRMINGHAM, MICHIGAN WAS OFFICIALLY CANCELLED. THIS EXCHANGE PROGRAM WAS TO HAVE MICHIGAN COME TO HAMILTON THE WEEKEND OF JAN. 15, 16, 17 AND OUR RETURN VISIT TO THEIR CITY WAS SCHEDULED FOR THE LAST WEEKEND IN FEBRUARY. THIS PUTS AN END TO A FIFTEEN YEAR TRADITION OF EXCHANGE PROGRAMS THAT SCOTT PARK HAS HELD WITH MICHIGAN, NEW YORK AND QUEBEC. OUR EXCHANGE PROGRAM WITH MICHIGAN HAS RUN WITHOUT A PROBLEM FOR THE LAST SIX YEARS.

BEEFBEFORE I EXPLAIN HOW THIS CANCELLATION CAME ABOUT, LET ME CATCH YOUR INTEREST WITH THE RESULTS. FIRST AND MOST IMPORTANT - THE KIDS. THE O.M.H.A.'S ACTIONS HAVE WIRED ABOUT 200-250 SMILES FROM THE FACES OF OUR CHILDREN AND FROM OUR AMERICAN FRIENDS. MY SONS ASKED ME "WHY"? YOU KNOW, NO MATTER HOW HARD I

TRIED, I JUST COULDN'T EXPLAIN TO THEM WHAT POLITICS AND HOCKEY HAVE TO DO WITH EACH OTHER. MAYBE IT'S BECAUSE I DON'T QUITE UNDERSTAND IT MYSELF. TO THEM, NOT ONLY IS THE HOCKEY EXCITING AND FUN, BUT GOING OUT OF TOWN WITH ALL THEIR TEAMMATES, STAYING IN A BIG HOTEL, EATING IN RESTAURANTS, THE INDOOR POOL... NO, WAIT!... IT'S THE SIGHT OF MOM AND DAD CONSTANTLY REACHING INTO THEIR WALLETS ALL WEEKEND, THAT MAKES THEM SMILE. THEY JUST CAN'T SEE WHAT ALL THESE THINGS HAVE TO DO WITH THE O.M.H.A.

THE FRIENDSHIPS THAT DEVELOP OVER THE TWO WEEKENDS IS ANOTHER THING THAT IS LOST. THESE FRIENDSHIPS GLOW LIKE WEEDS. THEY DEVELOP NOT ONLY BETWEEN CANADIAN AND AMERICAN CHILDREN BUT THEY GROW STRONGER WITH THEIR TEAMMATES, WITH OTHER PLAYERS FROM THE ARENA, WITH THEIR COACHES... ETC. THE SAME THING GOES FOR THE PARENTS. THE CLOSENESS OF A COMMUNITY ORGANIZATION LIKE OURS, STRENGTHEN CONSIDERABLY IN JUST TWO WEEKENDS.

OKAY, SO I'VE COVERED SMILES, FUN, EXCITEMENT, FRIENDSHIPS... THAT MUST BRING MONEY AS MY NEXT POINT. I HAVE INCLUDED IN MY LETTER, A COPY OF AN ECONOMIC IMPACT MODEL FOR SPECIAL EVENTS AND GAMES WHICH I OBTAINED FROM THE CITIES ECONOMIC DEVELOPMENT DEPARTMENT. IN THIS MODEL, I HAVE USED A FIGURE OF \$100⁰⁰ PER DAY PER VISITOR AS AN AVERAGE EXPENDITURE. THIS FIGURE, FROM EXPERIENCE, IS QUITE REALISTIC. IT'S STAGGERING WHAT A SMALL TOURNAMENT LIKE OURS MEANS IN DOLLARS AND CENTS. THE MUNICIPAL LOSS - \$5071⁰⁰, THE PROVINCIAL LOSS - \$13,612⁰⁰, THE FEDERAL LOSS - \$22,033⁰⁰. THE LOSS TO OUR ECONOMY - \$133,100⁰⁰. I NEVER REALIZED HOW POWERFUL THE O.M.H.A. WAS UNTIL I SAW THESE FIGURES. WHICH BRINGS ABOUT MY FIRST QUESTION "DOES CITY HALL, THE CULTURE AND RECREATION DEPARTMENT, BOB MORROW... ETC, SUPPORT THIS ORGANIZATION? IF SO, WHY? THEY WERE ELECTED TO LOOK AFTER THE BEST INTERESTS OF MY FAMILY NOT TO AN ORGANIZATION IN TORONTO WHICH, IN MY OPINION,

PG. 3 OF 6

GIVES ABSOLUTELY NOTHING TO THE RECREATIONAL HOUSE LEAGUE SYSTEM IN THIS CITY.

I SPOKE WITH ANGELA MCNEIL, THE SALES MANAGER OF THE ROYAL CONNAUGHT HOTEL WHERE OUR VISITORS FROM MICHIGAN WERE BOOKED FOR THEIR WEEKEND IN HAMILTON. THEY HAD 166 ROOM-NIGHTS BOOKED AND THEIR LOSS OF REVENUE FOR THE ROOMS ALONE WAS \$9800⁰⁰. THIS FIGURE DOES NOT INCLUDE BUSINESS THAT WAS TURNED AWAY.

UNITED TROPHY LOST A \$1500⁰⁰ ORDER DUE TO OUR CANCELLED EVENT. HOW DOES A LOSS LIKE THIS AFFECT A SMALL BUSINESS?

NOW, HOW DID THIS HAPPEN? I DISCUSSED THE EVENTS LEADING UP TO THIS UNFORTUNATE DECISION WITH THE PRESIDENT OF OUR ASSOCIATION, FRED GOWLING, AND THE FOLLOWING IS HOW IT TRANSPRIRED. ON SATURDAY, JANUARY 9TH AT 9:00 AM (ONE WEEK BEFORE MICHIGAN WAS SCHEDULED TO PLAY IN HAMILTON), MR. GOWLING RECEIVED A PHONE CALL FROM THE BIRMINGHAM HOCKEY ASSOCIATION. THEY HAD RECEIVED A PHONE CALL FROM THE MICHIGAN AMATEUR HOCKEY ASSOCIATION STATING THAT IF THEY PARTICIPATED IN THIS TOURNAMENT AGAINST SCOTT PARK, THEIR INSURANCE WOULD BE CANCELLED, THEY WOULD LOSE THEIR AFFILIATION WITH THE MAHA AND THE COACHES AND EXECUTIVE WOULD BE SUSPENDED. THE BIRMINGHAM ASSOCIATION WAS VERY UPSET WITH THIS ULTIMATUM, BUT THEIR HANDS WERE TIED. THEY HAD TO PROTECT THEIR CHILDREN'S BEST INTEREST AND ABIDE BY THE MAHA'S WISHES. AT 9:30 THAT MORNING, MR GOWLING CONTACTED THE MAHA OFFICE. THEIR COMMENT WAS THAT THEY BELIEVE IN JUST LETTING THE KIDS PLAY HOCKEY. THEY WERE VERY APOLOGETIC BUT THEIR HANDS WERE TIED. THEY HAD RECEIVED AN OFFICIAL REQUEST FROM THE O.M.H.A. TO TAKE ACTION AGAINST THIS TOURNAMENT.

JACK WHITE FROM THE OMHA WAS CONTACTED AT APPROXIMATELY 2:00 PM SATURDAY AFTERNOON. HE STATED

PG 4 OF

THAT HE RECEIVED OFFICIAL NOTICE IN THE MAIL ON JANUARY 6, 1993 THAT WE WERE PLANNING OUR TOURNAMENT, AND AT THAT TIME TOOK ACTION. HE ADMITTED THAT HE KNEW LAST SUMMER (DURING MEETINGS WITH THE CITY AND THE HAMILTON HOCKEY COUNCIL) THAT WE HAVE A FRIENDSHIP EXCHANGE TOURNAMENT EVERY YEAR AND THAT WE WERE PLANNING ONE FOR 1993. WHEN ASKED WHAT OUR OPTIONS WERE, HE SAID THAT OUR ONLY OPTION WAS TO CARD ALL OUR PLAYERS BY MONDAY AFTERNOON (48 HOURS). THIS WOULD CONSIST OF CONTACTING EVERY PLAYER IN THE ASSOCIATION, CONVINCE THEM TO SIGN "THE CARD" AND TAKE THE APPLICATIONS TO TORONTO MONDAY MORNING, WITH A CHEQUE FOR APPROXIMATELY \$5000⁰⁰, FOR PROCESSING WHAT AN OPTION!

WHEN MR. GOWLING ASKED IF WE COULD HAVE TEMPORARY CARDING OR SPECIAL PERMISSION, AS LAWFIELD DID LAST YEAR TO PARTICIPATE IN A BUFFALO TOURNAMENT, HE REPLIED WITH AN EMPHATIC "NO". LAST YEAR, TWO POLITICIANS FROM HAMILTON GOT INVOLVED WITH LAWFIELDS PLEA AND MADE A PROMISE TO THE O.M.H.A. THAT THEY COULDN'T KEEP. AS A RESULT, NO TEMPORARY CARDING IS AVAILABLE BECAUSE AS HE STATED - OUR POLITICIANS WIE.

AS A RESULT, OUR LONG TIME FRIENDSHIP EXCHANGES HAVE COME TO AN END. DID ANYONE BENEFIT? ARE POLITICAL ACTIONS LIKE THIS GOING TO MAKE SCOTT PARK MORE RECEPTIVE TO CARDING IN THE FUTURE? CAN THE CITY AND THE ECONOMY AFFORD TO TURN DOWN AMERICAN MONEY, JUST TO PLEASE THE O.M.H.A? WHAT ARE YOU PLANNING TO DO FOR THE CITY ~~AWAYDOWNS~~ THIS YEAR? I BELIEVE THAT THESE QUESTIONS NEEDED TO BE LOOKED AT!

Yours Sincerely

JAN 18 '93 4:38 FROM SHEAVER-TOWNSEND HAM. TO 5462535
JAN-15-1993 15:37 FROM

95475367

PAGE.004/006
P.02/03

1 Description of Data Participants, Spectators, Volunteers.

P6 5 OF 6

1.1 Number of Participants per day	100
1.2 Est. Number of Spectators per day	300
1.3 Duration of Event in days	2
1.4 Total number of Volunteers per day (from outside community only)	25

2 Estimation of Expenditure for Participants, Spectators, Volunteers

2.1 Est. Day Expend. Participant in \$	100
2.2 Est. Day Expend. Spectator in \$	100
2.3 Est. Day Expend. Volunteer in \$	100

3 Capital and Operating Expenditures & Revenues

3.1 Event Capital Expenditure	0
3.2 Direct Operating Expenditure	3,000

3.3 Total Operating Expenditure	3,000
---------------------------------	-------

4 Total Operating Revenue	2,500
---------------------------	-------

5 Contribution to the Event Cont in #

5.1 Sponsor Contribution	0
5.2 Municipal Contribution	0
5.3 Provincial Contribution	0
5.4 Federal Contribution	0
5.5 International Contribution	0

5.6 Total Contribution	0
------------------------	---

6 Attendance to the event

6.1 Participant Days	200
6.2 Spectator Days	600
6.3 Volunteer Days	50

6.4 Total Attendance Days	850
---------------------------	-----

7 Visitor Expenditures

7.1 Participant Expenditures	20,000
7.2 Spectator Expenditures	60,000
7.3 Volunteer Expenditures	5,000

7.4 Total Visitor Expenditures	85,000
--------------------------------	--------

SOFTWARE

ECONOMIC IMPACT MODEL FOR SPECIAL EVENTS AND GAMES
BY THE MINISTRY OF TOURISM.

JAN-15-1993 4:38 FROM SHEAVER-TOWNSEND HAM. TO 5462535
15:57 FROM IU

PAGE .005/006
95475367 P.03/03

PG 6 of 6

10 EVENT PROFIT (LOSS) (500)

11 Municipal Rev. Coefficient	0.038
12 Provincial Rev. Coefficient	0.102
13 Federal Rev. Coefficient	0.165
14 Municipal Revenues	5,071
15 Provincial Revenues	13,612
16 Federal Revenues	22,033

SUMMARY IMPACT

17 Visitor Multiplier	1.57
18 Construction Multiplier	1.65
19 Sponsor Multiplier	1.37
20 Total Visitor Impact	133,450
21 Total Construction Impact	0
22 Total Sponsor Impact	0

23 TOTAL IMPACT 133,450

24 NET MUNICIPAL YIELD	5,071
25 NET PROVINCIAL YIELD	13,612
26 NET FEDERAL YIELD	22,033
JAN 15 93 3:35	130,100

PAGE .003

CITY OF HAMILTON

- INFORMATION -

DATE: 1993 January 27

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Minor Hockey Carding Status

BACKGROUND:

At present, four out of our seven House League Hockey Associations have affiliated and became members of the O.M.H.A. (Ontario Minor Hockey Association). Through a series of meetings, notices, newsletters and one publicized public meeting all House League Vice Presidents, many coaches, volunteers and parents were provided with the information outlining the benefits and disadvantages of becoming carded O.M.H.A. Members. As outlined to all parents, and distributed on registration day, O.M.H.A. Members may not play Non-Member teams in games or tournaments inside or outside of Canada. It was indicated by both Members and Non-Members that this rule was clearly understood entering the '92 - '93 Season. It was noted by the Scott Park Executive that they had only participated in non-affiliated tournaments in the past and that this practise would continue.

In the recent cancellation of the Scott Park and Michigan Tournament scheduled for January 16 & 17, neither the Department of Culture and Recreation nor the Hockey Council Executive were involved with providing information to the O.M.H.A. The Department's liaison was made aware of the tournament cancellation through the President of Scott Park Fred Gowling. It is no way the position of the Department to deny opportunities such as this exchange, but it is the position of the O.M.H.A. to refuse their teams or affiliates the opportunity to participate against teams which are non-O.M.H.A. affiliated; this applies throughout Canada C.A.H.A. and the United States A.H.A.U.S. The O.M.H.A. supports full participation but, only when it exists within its current membership or affiliated national bodies. This position of the O.M.H.A. is firm as outlined in the attached letter of Jack White (First Vice President) to the Hamilton Minor Hockey Council.

- page 2 -

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, January 27

The House League Associations have recently met and decided that they have no intention of breaking this rule during recreational playdowns and all teams will be eligible to participate in the finals at Copps Coliseum on April 10, 1993. The Playdowns will be structured as to provide finalists in both carded and non-carded teams with neither playing each other at anytime during the playdown schedule.

As indicated to all House League Presidents prior to the season that the Department of Culture and Recreation and the majority of the Hockey Council supported O.M.H.A. Membership, as it provided increased insurance liability coverage (see attached article four million lawsuit) and greater opportunity for tournament and exchanges both in Ontario, Canada and throughout the United States.

As additional background I.S.L. Insurance Brokers have provided a comparison of the two current policies (O.M.H.A. and All Sport) indicating the basic difference and similarities. The comparatives are straight forward with many elements of each policy. However, as noted, the insurance limits vary from \$2 million to \$10 million as indicated in the sample press clipping, lawsuits do exceed the \$2 million coverage.

The Department supports the recommendation of Mr. Jack White, President of the Ontario Minor Hockey Association, to convene a special meeting of the Hamilton Minor Hockey Council and to encourage representation from Members of City Council. This meeting will be scheduled well in advance of the Hockey Council Annual Meeting when affiliation with C.A.H.A./O.M.H.A. for 1993 - 1994 will be addressed.



Robert Sugden

GM:mp
Attach.

NOTICE TO PARENTS REGISTERING PLAYERS IN RECREATIONAL HOCKEY

The Corporation of the City of Hamilton, Department of Culture and Recreation are obliged to advise parents of the membership status of the Hamilton recreational house leagues with the Ontario Minor Hockey Association.

Members:	Coronation Recreation House League Eastwood Recreation House League Lawfield Recreation House League Mountain Recreation House League
Non-Members:	Parkdale Recreation House League Rosedale Recreation House League Scott Park Recreation House League

The principal differences are:

1. OMHA members receive insurance coverage to \$10M.*
 2. Non (OMHA) members receive insurance coverage to \$2M.**
 3. OMHA members pay \$5 per player for coverage.
 4. Non-members pay \$6 per player for coverage (All Sport policy).
 5. OMHA members pay \$10 per team registration fee per year.
 6. OMHA member teams may not play non-member teams in games or tournaments inside/outside Canada.
 7. OMHA members have priority access to technical development resources and clinics.
 8. 1992-93 registered players (residents and non-residents) will be permitted "grandfathering" as team members. Note: Grandfathering will not be permitted in future seasons.

All house leagues will be covered by the Constitution and By-Laws of the Hamilton Minor Hockey Council and the regulation of individual approved guidelines.

All house leagues retain members in good standing status when in compliance with financial records, assessment fees, and other team reportings.



Department of Culture & Recreation
September 01, 1992



HAMILTON MINOR HOCKEY COUNCIL

P.O. Box 60521, Mountain Plaza Postal Outlet, Hamilton, Ontario L9C 7N7

December 28, 1992

Mr. Jack White
President, O.M.H.A.
16 Westmount Ave.,
Thorold, Ontario
L2V 2W1

Dear Jack:

On behalf of the Hamilton Minor Hockey Council I am writing to ask permission for 3 of our Non-Carded teams to play against 4 of our Carded teams in a yearly Playdown event. This event has been held yearly in Hamilton with all 7 Associations (until July 1992 none were carded). In the spring of 1992 all 7 associations declared if for the 1992-93 hockey season, they wanted to become "Carded". Only 4 chose to card, 3 chose not to card. Now that the end of the year is in site, the 3 carded associations want permission to play the 4 non-carded associations.

As we are in the process of making the arrangements for the City Playdowns, I appreciate your immediate attention and reply in this matter.

Yours truly,

Joanne Altenburg
Secretary/Treasurer
HAMILTON MINOR HOCKEY COUNCIL

c.c. G. Maychak
H.M.H.C. Executive Members

President
JACK WHITE
16 Westmount Ave.
Thorold, Ontario
V 2W1

OFFICERS

Life Members

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JACK L. CHRISTIE
FRANK DOHERTY
ALBERT WATKINS
JIM KINKLEY
ROY BEECHEY

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J. POLLARD
London

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2nd. Vice-President

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Simcoe

3rd. Vice-President

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arksburg

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ardine — W.O.A.A.

Past Presidents

J. POLLARD
J. SLOBODNIK
J. McFADDEN
F. MANTLE



Trey

Secretary - Manager
MICHAEL McCUALEY
2265 Midland Ave., No. 11
Scarborough, Ontario
M1P 4S2
Telephone: (416) 299-4411
Fax: (416) 299-7046

Ontario Minor Hockey Association

LARGEST MINOR HOCKEY LEAGUE IN THE WORLD

JUVENILE • MIDGET • BANTAM • PEE-WEE • ATOM • NOVICE

January 6, 1993

Ms. Joanne Altenburg
Secretary-Treasurer
Hamilton Minor Hockey Council
P.O. Box 60521
Mountain Plaza Postal Outlet
HAMILTON, Ontario
L9C 7N7

Dear Joanne:

I am very pleased to hear that your hockey programs are running successfully. I am also pleased that you are keeping abreast of all possible problem areas.

I am very surprised that a request such as you have mentioned in your letter of December 9, 1992 would be brought to the O.M.H.A. It was made very clear last spring by Mr. Russell and myself, at the meeting we attended along with representatives from all 7 participating groups members of the Hamilton Minor Hockey Council and Parks and Recreation committee members, that there would be no last minute changes to the rules such as what happened last spring. I thought at that time, given permission for last years activities, that your alderman, Recreation Committee member and even the mayor had agreed (at that time) to take the issue in hand for this season. It appears to me it was only an agreement of convenience for some. I am disappointed.

Your request for allowing non carded and carded teams to participate together at the Special Events program cannot be sanctioned. I would suggest the four carded groups should participate against each other. The other three remaining groups should participate separately if the city allows them to participate at all. As you know, O.M.H.A. rules do not allow carded and non carded teams to play each other at any event. The carded teams insurance would be void. We would be breaking our word to the four associations which carded in good faith. We would be undermining their associations and all the work that has been accomplished would be undone.

I am also concerned with the political side of this. Last spring they promised it would be taken care of for this season. The O.M.H.A. allowed certain privileges to some of the uncarded teams last season on their word. The O.M.H.A. kept their word, it seems the others have not.

I must remind you and them that they were all in favor last spring that there would be no exceptions this season, and that is still in force. There will be no last minute concessions granted as there were last year. Any team which enters a sanctioned tournament, either in Canada or the United States, and pays hotel costs, and who are ruled ineligible for lack of O.M.H.A. cards or permission, and are not a part of the O.M.H.A., will not receive approval.

I think Mr. Russell and I should meet with the Aldermen, Parks and Recreation, 2 reps from Hamilton Hockey Council and 2 reps from travel hockey. At this meeting we will reinforce what was stated and agreed to last season.

Sincerely,

ONTARIO MINOR HOCKEY ASSOCIATION



Jack White
President

cc: OMHA Executive
W. Scott



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December 22, 1992

Mr. Michael McCauley
Ontario Minor Hockey Association
12-2265 Midland Avenue
Scarborough, Ontario
M1P 4S2

Re: Corporation of The City of Hamilton
Letter of November 16, 1992

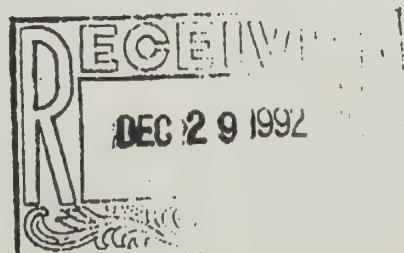
MIKE
Dear Mr. McCauley:

I refer to letters received from Robert Underhill from the Corporation of The City of Hamilton regarding the OMHA group plan. I would respond as follows.

Firstly, The City of Hamilton has requested copies of the OMHA insurance policy. As discussed I am not in a position to provide this to them, however, you as the insured group are and I leave this solely to your discretion. As mentioned by Mr. Underhill we have provided copies of certificates that are normally issued on behalf of the member organizations of OMHA. As mentioned above the OMHA policy is directly within your control for distribution, however, I would point out that we are in no position to provide a copy of the CAHA policy. By mutual agreement over the years we are able to provide certificates of insurance which includes the CAHA coverage.

Mr. Underhill also enquires as to whether the CAHA Co-Operators policy is considered primary with the Zurich excess policies on top of. This is in fact the case. It is my understanding that Co-Operators Insurance Company provides the basic \$3,000,000. coverage to CAHA and that this coverage is subject to a \$3,000,000. deductible. CAHA then provides a \$3,000,000. excess policy through Zurich Insurance Company and of course the OMHA policy then provides an additional \$4,000,000. excess of the underlying \$6,000,000. to effectively provide a total coverage limit of \$10,000,000.

You have also provided copies of a letter from The City of Hamilton's Greg Maychak requesting a comparison of the OMHA plan with the Scott Park Hockey Association and/or Parkdale Coaches Association policy currently in force.





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Mr. Michael McCauley

- 2 -

December 22, 1992

As briefly discussed on the telephone we have compared the two policies and find the differences are insignificant with minor advantages on both sides evening out to balance each other off. On a cost basis their policy carries a total cost of \$1. per person while the OMHA plan carries a total cost of \$1.16 per person of which .85 is the the accidental death and dismemberment coverage. I do note that the Scott Park policy does provide Directors' and Officers' Liability coverage at a rate of \$4.60 per person while the OMHA plan premium totals \$4.16 per person. Thus the total cost per person under the Scott Park etc. policy amounts to \$5.50 while the combined CAHA/OMHA policy totals \$6. per person.

Specifically comparing the Scott Park policy to the OMHA plan a brief page by page review reveals under page one the Scott Park plan provides coverage to members participating in a practice or competition in the sport as well as those being transported with other player/members and group to or from places such practice or game organized under the direction of the governing body named above. Additionally members are covered while riding as a passenger, boarding or alighting from a flight on a multi-engine aircraft by a licensed carrier. ISL's OMHA plan continues on to provide coverage while participating in other "official team functions" approved by team management. This would include fundrasing events etc. which are not covered under the Scott Park policy.

The schedule of benefits provided on page two of the Scott Park policy provides a \$10,000. payment for death while the OMHA plan provides \$7,500. Permanent loss or dismemberment coverage is specified to a total of \$20,000. under the Scott Park policy while the OMHA plan provides various amounts and coverages as enumerated. Blanket accident reimbursement coverage is provided to a total of \$10,000. under the Scott Park plan while \$20,000. coverage is provided under the OMHA plan. Rehabilitation coverage in an amount of \$3,000. and tuition coverage in an amount of \$2,000. is provided under the Scott Park policy while no such coverage is provided under the OMHA plan. Special treatment travel coverage is \$1,000. under the Scott Park plan and \$200. under the OMHA plan. Out of province medical accident coverage for inside Canada is \$10,000. under the Scott Park plan and \$20,000. under the OMHA plan. Blanket dental coverage is limited to \$2,000. under the Scott Park plan while the OMHA plan goes further and provides a maximum of \$750. per tooth. The Scott Park plan covers for treatments commencing within thirty days of the date of the accident and for fifty-two weeks after the accident while the OMHA plan provides for two hundred eight weeks. Coverage for fractures under the Scott Park plan totals \$300. while the OMHA plan provides a \$600. maximum per schedule. The aggregate limit payable for any one accident under the Scott Park plan totals \$2,000,000. while the OMHA

TO :
FROM : O.M.H.A.

PHONE NO. : 14165462338

JAN. 25. 1993 4:17PM P 4
PHONE NO. : 416 299 7049



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Mr. Michael McCauley

- 3 -

December 22, 1992

plan carries no aggregate but rather provides for a \$1,000,000. per occurrence limitation.

Under limitations and exclusions the OMHA plan provides two further limitations and exclusions, these being H - while serving in the armed forces and I - suicide.

The benefits schedule under the Scott Park plan provides \$10,000. on death, \$20,000. for loss of two or more limbs and loss of sight of both eyes or hearing in both ears or any combination thereof, loss of one limb and one eye or total hearing in one ear is covered to a total of \$15,000. while permanent total disablement coverage is limited to \$20,000. Under the OMHA plan coverage limits are \$7,500., \$15,000., \$7,500. and \$15,000. respectively.

The Scott Park plan provides a total of \$3,000. coverage for prosthetic appliances while the OMHA plan would include this coverage under the \$20,000. blanket medical expense coverage.

As mentioned above the blanket accident expense limit under the Scott Park policy totals \$10,000. while the OMHA plan totals \$20,000. Rehabilitation benefit coverage under the Scott Park plan totals \$3,000., the OMHA plan makes no such benefit. Tuition benefit is provided to a limit of \$2,000. under the Scott Park plan, again the OMHA plan provides no such benefit.

Special treatment travel expense benefit to a total of \$1,000. maximum (\$150./injured person) is provided under the Scott Park plan. The OMHA plan provides for \$200. per injured person maximum included in the \$20,000. medical reimbursement coverage.

Out of province surgical and medical accident benefits coverage provided to a maximum of \$10,000. under the Scott Park plan is again part of the \$20,000. medical reimbursement coverage and unlike the Scott Park plan coverage is on a world-wide basis.

Emergency transportation benefit under the Scott Park plan is limited to \$50. while the OMHA plan includes these ambulance fees or immediate transportation costs under the \$20,000. blanket medical reimbursement coverage.

TO :
FROM : D.M.H.A.

PHONE NO. : 14165462338

JAN. 25. 1993 4:17PM P 5
PHONE NO. : 416 299 7049



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- 4 -

December 22, 1992

Eyeglass and contact lens expense resulting from injury is provided to a total of \$100. under the Scott Park plan, the OMHA plan provides no such benefit.

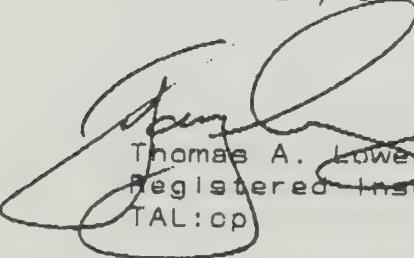
Finally, the schedule of benefits for complete fracture or dislocation under the two policies is virtually identical throughout with minor individual differences per fracture eight.

Mike, I trust that this is the information that you require, however, should you require further or explanations please feel free to contact me at any time for discussion or clarification.

I thank you as well for your patience in awaiting this comparison. Unfortunately, the busy holiday season wreaks havoc with all work schedules.

Wishing you all the best for a safe and happy holiday season and a productive new year, I remain,

Yours very truly,


Thomas A. Lowes, A.I.I.C.
Registered Insurance Broker
TAL:op

Disabled hockey player wins \$4 million lawsuit

VANCOUVER (CP) — A 20-year-old former hockey player paralysed in a game has been awarded damages and costs totalling about \$4 million against the player who checked him from behind.

The award Friday in B.C. Supreme Court went to Mel Unruh of Aldergrove, B.C., who was rendered a quadriplegic in March 1990, when opposing player Steve Webber, 20, propelled him into the boards during a Midget AA game.

"I conclude that the defendant Webber intentionally pushed or checked the plaintiff Unruh from behind, that Unruh was propelled headfirst

into the end boards of the hockey rink and thus broke his neck," said Justice Kenneth Meredith.

The check was "reckless," but the judge added: "I do not suggest for an instant that Webber meant to inflict any injury."

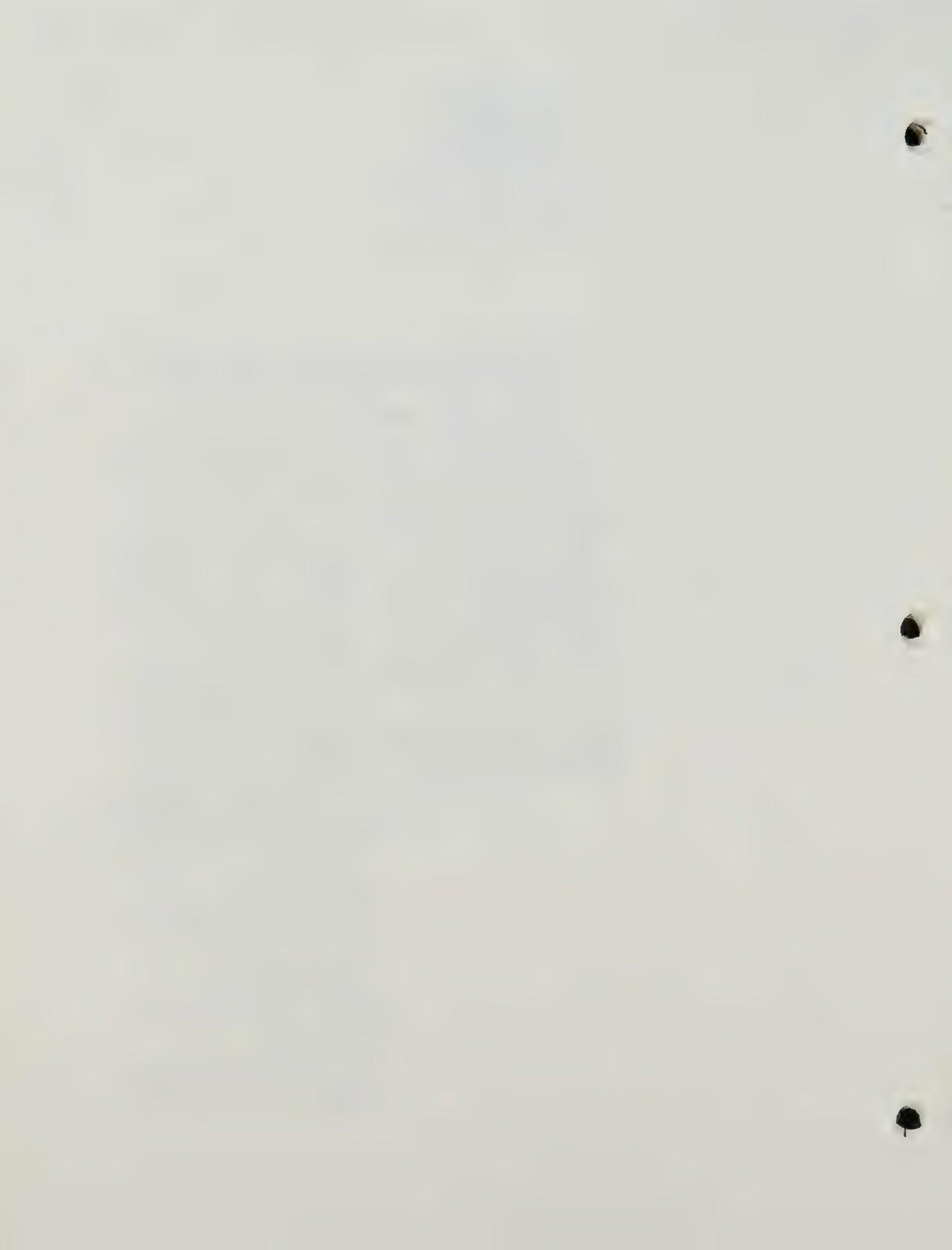
"The push or check was thoughtless, not vicious. But Webber was, by his own admission, well aware firstly, that the push or check from the rear was banned under the rules and secondly, that a player employing the tactic might well cause a devastating spinal-cord injury of the sort suffered by Unruh."

Unruh's lawyer, John Laxton, said later the judgment should send a message to hockey officials that violence in "our national sport" must be controlled.

"The Canadian Amateur Hockey Association, along with all officials, have got to get serious about ridding the game of unnecessary violence," Laxton said.

An emotional Unruh, in a telephone interview from his parents' home in the Fraser Valley, had difficulty expressing his feelings.

"I'm happy, I'm excited, I'm almost speechless," said Unruh, who is confined to a wheelchair.



2.

Tuesday, 1993 February 2
9:30 o'clock a.m.
Room 233, City Hall

The Parks and Recreation Committee met.

Present: Alderman T. Jackson, Chairperson
Alderman G. Cops, Vice-Chairperson
Alderman T. Cooke
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman D. Agostino
Alderman T. Anderson
Alderman D. Ross

Absent: Mayor R. M. Morrow, Civic Business

Also present: Alderman F. D'Amico
Mr. T. Gallagher, Roman Catholic Separate School Board
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. R. Sugden, Director of Culture and Recreation
Mr. G. Hesson, Culture and Recreation Department
Mr. G. Smith, Culture and Recreation Department
Ms. P. Noé Johnson, City Solicitor
Mr. P. Barkwell, Law Department
Mr. A. Ross, Treasurer
Mr. D. Vyce, Director of Property
Mr. R. Martiniuk, Property Department
Mr. S. Chang, Property Department
Mr. R. Buckle, Property Department
Mr. C. Firth-Eagland, Public Works Department
Mr. B. Janssen, Planning Department
Ms. J. Matson, Culture and Recreation Department
Mr. K. C. Christenson, Secretary

1. **DELEGATIONS**

(a) **Director of Culture and Recreation**

Staff Recognition, Ontario Seniors Games - Ms. Julie Matson

The Chairperson presented Ms. Julie Matson of the Department of Culture and Recreation with a Provincial pin and a municipal certificate for her exceptional work on the Ontario Seniors Games 1992 held in Hamilton.

(b) **Director of Culture and Recreation**

Warden Park Seniors Citizens' Club, Ms. E. Brooks

The Committee agreed to table this item to the next meeting of the Parks and Recreation Committee at the request of Ms. Brooks.

(c) **Director of Culture and Recreation**

Recreational House League Hockey, Mr. P. Byron

The Committee agreed to table this item to the next meeting of the Parks and Recreation Committee at the request of Mr. P. Byron.

2. ADOPTION OF THE MINUTES

The minutes of the meeting held 1993 January 19 were adopted as circulated.

3. DIRECTOR OF PUBLIC WORKS/DIRECTOR OF PROPERTY**Hamilton Beach Project**

The Committee was in receipt of a report dated 1993 January 28 from the Director of Public Works/Director of Property respecting the Hamilton Beach Project.

Mr. Pavelka spoke to the issue of the transfer of Hamilton Region Conservation Authority properties on Hamilton Beach to the City of Hamilton and the subsequent disposition of these properties. He stated that the details of any such action would come back to the Parks and Recreation Committee for approval.

Subsequently, the Committee approved the following recommendation:

- (a) That the transfer of Hamilton Region Conservation Authority (HRCA) properties on Hamilton Beach to the City of Hamilton and disposition of said properties follow the "selected approach" outlined in Appendix "A" attached hereto.
- (b) That a Sub-Committee of City-elected officials comprised of the Mayor and Chairs of the Parks and Recreation Committee, Planning and Development Committee and Finance and Administration Committee be authorized to meet with a Sub-Committee of full-authority members to review the "selected approach" and jointly establish a final recommendation to the City and the Hamilton Region Conservation Authority.
- (c) That prior to submitting a formal request to the Provincial Government regarding their financial interest in this project, the Hamilton Region Conservation Authority and City jointly host a meeting with local MPP's to discuss the proposed property transfer between the Hamilton Region Conservation Authority and the City.

4. DIRECTOR OF CULTURE AND RECREATION**(a) Department of Culture and Recreation
Rink and Outdoor Pool Facility Analysis**

The Committee was in receipt of a report dated 1993 January 27 from the Director of Culture and Recreation respecting the Department of Culture and Recreation Rink and Outdoor Pool Facility Analysis.

Alderman Copps expressed concern that the parameters indicated for the study of the pool units should be consistent with the study of the rink units.

Subsequently, the Committee approved the following amended recommendation:

That the following Terms of Reference for the Rink and Outdoor Pool Facility Analysis be approved:

- (a) To study the rink units at Coronation, Eastwood, Inch and Parkdale.
- (b) To study the outdoor pool units at Coronation, Inch, Parkdale and Walker (Bethune Park).

(c) That these studies be conducted according to, but not limited to, the following parameters:

- i. Exterior Structure
- ii. Interior Services
- iii. Lighting
- iv. Mechanical
- v. Energy Efficiency
- vi. User Amenities
- vii. Accessibility
- viii. Business Case/Cost Benefit Analysis
- ix. Review of the Annual Arenas Maintenance Budget
- x. User Profile

(d) To include collaboration from but not restricted to the following groups:

- i. Standing Committee and Parks and Recreation Citizens' Advisory Sub-Committee
- ii. Ward Aldermen and Community Councils
- iii. User Group Advisory Committees
- iv. Respective Municipal Departments

(e) To recommend appropriate retrofits, upgrades, options and alternative directions for Capital Budget consideration.

(b) **Rosedale Tennis Club - Outstanding Loan and Lease Back Arrangements - Outstanding Utility Charges**

The Committee was in receipt of a report dated 1993 January 27 from the Director of Culture and Recreation respecting the Rosedale Tennis Club - Outstanding Loan and Lease Back Arrangements - Outstanding Utility Charges.

Mr. Sugden spoke to the issue and gave details of the history of the City's leasing arrangements with the Rosedale Tennis Club.

Alderman Copps questioned whether or not children's programs were available at Rosedale Tennis Club. Mr. Sugden responded that children's programs were available at the Tennis Club and he would distribute information to Alderman Copps on the children's programming at the Tennis Club.

Following a brief discussion, the Committee approved the following recommendation:

(a) That the agreement between the City of Hamilton and the Rosedale Tennis Club, as approved by City Council on 1984 October 16, and deferred 1988 March, be revised in favour of an agreement, satisfactory to the City Solicitor, to include the following:

- i. An annual payment schedule commencing 1993 December 1, in an amount not less than \$5,000. per year.
- ii. An annual payment of \$10,000., to commence 1993 December 1, to be held in a City Reserve Account, to be utilized towards the replacement of the "bubble".
- iii. An annual payment of not less than \$2,380. per year for repayment of the existing utility debt to the City in the amount of \$11,900. on December 1 of each year.
- iv. An annual payment for all utility costs associated with the Tennis Club.

(b) That the Director of Culture and Recreation report on this agreement to the Parks and Recreation Committee on an annual basis.

(c) Hosting of the Canadian Parks/Recreation Association Conference

The Committee was in receipt of a report dated 1993 January 27 from the Director of Culture and Recreation respecting the Hosting of the Canadian Parks/Recreation Association Conference.

The Committee approved the following recommendation:

That the Director of Culture and Recreation be authorized to submit an application to host the Canadian Parks/Recreation Association Conference for the preferred year of 1999.

5. MANAGER OF PURCHASING**Fabricate and Deliver One Hundred Steel Garbage Bin Containers**

The Committee was in receipt of a report dated 1993 January 22 from the Manager of Purchasing respecting the issuance of a purchase order to fabricate and deliver one hundred steel garbage bin containers, Public Works Department.

The Committee approved the following recommendation:

That a purchase order be issued to Maglin Furniture Systems, Woodstock, in the amount of \$55,430. including all taxes and contingency, to fabricate and deliver One Hundred Steel Garbage Bin Containers for the Public Works Department, being the lowest of six tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed through Stock Inventory Account No. CH56197 60999 (\$25,645.) and Harbourfront Park Remediation Stage 2 Account No. CH5200 419254003 (\$29,785.).

6. SECRETARY, PARKS AND RECREATION COMMITTEE**Information Reports**

The Committee was in receipt of a report dated 1993 January 27 from the Secretary, Parks and Recreation Committee respecting Information Reports.

The Committee approved the following recommendation:

That the sub-joined list of Information Reports previously distributed to the Parks and Recreation Committee, be received.

Date	From	Subject	Date Distributed
1993 January 18	Bob Sugden Director of Culture and Recreation	Capital Project Subsidies for Dundurn Castle and Whitehern	1993 January 18
1993 January	A. Robertson	West Mountain Twin Pad Comments on the Submissions made to the Parks and Recreation Committee of the City of Hamilton by Mr. A. Robertson	1993 January 18
1993 January 18	Dan Vyce Director of Property	West Mountain Twin Pad Arena	1993 January 18
1993 January 14	Doug Lobo Director of Public Works	Dundurn Aviary	1993 January 20
1993 January 21	Bob Sugden, Director Culture and Recreation	Hamilton Basketball	1993 January 25
1993 January 25	Bob Sugden, Director Culture and Recreation	Summer Use of the Mountain Arena	1993 January 27

7. OTHER BUSINESS**(a) Twin Pad Arena Bocci Court Sub-Committee Selection**

The Committee agreed that Alderman Jackson, Alderman Ross and Alderman D'Amico would form the Parks and Recreation Committee appointees to the Bocci Court Sub-Committee. The Committee requested that the Property Department send Bocci Court Sub-Committee meeting notices to all members of the Parks and Recreation Committee.

(b) Director of Culture and Recreation, Hamilton Pro Basketball Agreement

Mr. Sugden distributed a "supplementary report" to the Hamilton Pro Basketball Agreement report considered by the Parks and Recreation Committee at its meeting held 1993 January 19. He informed the Committee that a meeting between City Officials, the Hamilton Lacrosse Association and the Pro Basketball Team and League Officials had taken place and that an agreement between these groups had been reached.

He stated that the Lacrosse League would use the arena Monday to Wednesday and that the Basketball League would utilize the facility for the remainder of the week.

Subsequently, following discussion, the Committee approved the following recommendation:

- (a) That an agreement between the City of Hamilton and T.J. Stepien Enterprises satisfactory to the City Solicitor, be approved for the operation of a professional basketball team franchise at the Mountain Arena for a trial period 1993 May - August (following the Kilt B Season), subject to terms and conditions whereby T.J. Stepien Enterprises agrees to:
 - i. Event charges of \$1,000. per game for facilities and support staff, payable on Game Day.
 - ii. Concession charges of 35% of gross after applicable taxes, payable weekly.
 - iii. Apply for and comply with Provincial Licensing for beer sales.
 - iv. Acquire comprehensive insurance policy with accident and liability coverage which names the City of Hamilton as third party.
 - v. Cover the financial costs for floor and backstops available from Copps.
 - vi. 50% revenue sharing for on site parking with local service club (\$2. per car).
- (b) That the City of Hamilton will provide facilities, box office, office space, support staff and marketing through arrangements with the Director of Culture and Recreation and co-ordinate floor acquisition with H.E.C.F.I.
- (c) That the Department of Culture and Recreation co-ordinate arrangements with the Hamilton Lacrosse Association for other suitable facility use for regular games and practices and assist with the hosting of tournaments.

(c) Sackville Hill - Winterfest

Alderman Copps informed the Committee that she had been contacted by a concerned citizen regarding a conflict between the Sackville Hill Seniors' Recreation Centre and the Winterfest Activities planned for that facility.

Mr. Sugden responded that he was not aware of any conflict and added that the only Winterfest activity scheduled for Sackville Hill was the "Star Search" portion of the program. He stated that he would check into this allegation and report back to Alderman Copps.

(d) King's Forest Catering Contract

Alderman Anderson questioned the status of the King's Forest catering contract. Alderman Jackson responded that a report on this issue would be presented to the next Parks and Recreation Committee meeting scheduled for 1993 February 16.

8. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE**

**K. C. Christenson
Secretary**

1993 February 2

3.

CITY OF HAMILTON
- RECOMMENDATION -

R E

JAN 28 1993

CITY CLERKS

DATE: 1993 January 27

REPORT TO: Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: D. W. Vyce
Director of Property

V.J. Abraham, M.C.I.P.,
Director of Local Planning

D. Lobo
Director of Public Works

SUBJECT: Amendment to Encroachment Policy to Protect
Park, Woodlot, Ravine, Open Space, Hazard or
other Environmentally Sensitive Lands

RECOMMENDATION:

That the existing encroachment policy adopted by City Council on April 29, 1975 be amended by the addition of the following subsection to apply to park, woodlot, ravine, open space, hazard and other environmentally sensitive lands:

- a) That the Director of Property be authorized and directed to actively pursue and eliminate encroachments on park, ravine, open space and other environmentally sensitive/hazard lands by whatever means necessary.
- b) That the City's existing leases to adjacent property owners of municipal park, woodlot, ravine, open space and other environmentally sensitive/hazard lands be terminated upon sale of the adjacent owner's property.
- c) That no new leases be approved to legitimize encroachments onto park, woodlot, ravine, open space and other environmentally sensitive/hazard lands, except:
 - i) Previous City commitments negotiated in 1992,
 - ii) To prevent City lands from being lost by adverse possession,
 - iii) Unless expressly approved by the Parks and Recreation Committee and Council.

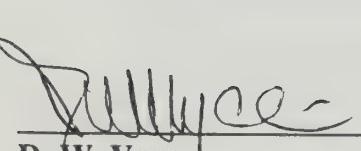
1993 January 27

Parks and Recreation Committee

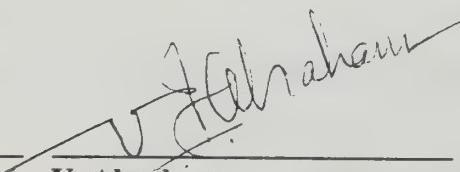
Page 2

Such leases approved as exceptions to this policy shall be subject to the City's conditions of approval including:

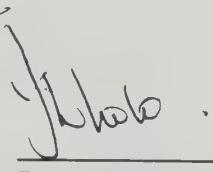
- i) registration of the lease on title;
- ii) recovery of the City's expenses, (costs of survey, documentation and registration) from the benefitting adjacent owner.



D. W. Vyce
Director of Property



V. Abraham
Director of Local Planning



D. Lobo
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Adoption of this policy will prevent the loss of municipal lands by adverse possession. It also provides for the recovery of costs for those leases approved as an exception by City Council. The policy can be administered by existing staff within existing budgets.

BACKGROUND:

A more aggressive approach to protect and preserve park and natural areas on behalf of all citizens reflects a growing public sentiment that these municipal lands are a public trust for future generations. This sentiment is a natural outgrowth of public participation and the green movement and the recommendations set out in this report are intended to take a proactive approach to managing the City's public land assets and open the City's park and natural areas to the wider community.

At the Parks and Recreation Committee meeting held July 21, 1992 a report recommending amendments to the encroachment policy was tabled and staff were directed to; a) investigate the feasibility of title registration of leases and, b) identify the properties affected by the new policy.

Title Registration of Leases

There is no legal impediment to having a lease registered on title at the Land Registry Office. It is the preferred option to maintain the City's clear ownership and protection from adverse possession claims. A lease can resolve property line ambiguities caused by landscaping, fences or contrary ownership representations by abutting land owners.

The primary deterrent to title registration of open space leases has always been one of cost and timely scheduling since the rents are typically nominal but the administration, preparation and registration costs are high. The proposed recommendation to have the beneficiaries of the lease absorb the costs associated with preparation and registration is consistent with the user pay philosophy and is budget neutral. Reimbursement of actual lease registration costs will also allow the option of retaining outside assistance if necessary to ensure timely completion. The costs associated with renewing existing leases in good standing will be modest, in the order of \$125, as in most instances the documentation and survey work has already been satisfactorily completed.

The cost of a new lease, if permitted as an exception under the proposed policy recommendations, could be significant since the survey, documentation and registration costs are estimated to be about \$950. Past experience shows that many of the lease requests involve a dozen or more abutting owners so the actual per owner cost could be significantly reduced by group participation. While acknowledging these costs may seem high, it should be recognized that the City is now incurring these same expenses without any prospects of financial recovery because the market rent recoveries are so minimal. The proposed user pay policy requiring benefiting owners to absorb the City's lease registration costs is revenue neutral and more equitable than levies from the general tax base. Requiring full cost recovery could also prove to be a useful deterrent to casual or frivolous lease applications as well as helping to speed the transition to full implementation of the proposed no leasing policy.

Properties Impacted

a) Leases

In the interval since this report was first brought forward to the Parks and Recreation Committee in July 1992, a concentrated effort has been made to identify the number, size and nature of leases and encroachments onto the City park and open space lands.

The Property Department has record of 229 open space leases with abutting residential home owners. While there are open space leases in every ward, the majority of the leases are concentrated in the Red Hill Creek watershed lands of Ward 5 (Bow Valley/Montmorency/Quigley/Veavers) and Ward 6 (Mount Albion Boulevard); and, the Chateau Court/San Francisco Drive area of Ward 8. With very few exceptions these leases strictly limit the use of the land for "landscaping and horticultural purposes only" and prohibit the cutting of trees and the construction of buildings structures or fences without the City's written approval. The few exceptions allowing fencing or continued use of sheds, retaining walls and yard improvements were granted as a concession to legitimize existing encroachments by lease to prevent the City from losing land by adverse possession.

1993 January 27

Parks and Recreation Committee

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b) Unauthorized Encroachments

This past summer time was spent searching out unauthorized encroachments onto City lands. This was more difficult and less productive than anticipated due to the absence of survey plans to confirm suspected encroachments. The most blatant of the encroachment violations were easily found, but others involving a number of adjacent owners with a uniform and more modest encroachment were much more demanding. We have located several areas where we believe unauthorized encroachments exist but we are unable to provide accurate numbers until survey confirmation is obtained. While the Red Hill watershed is a primary source, unauthorized encroachments are more widely disbursed throughout the City. As a crude approximation, we anticipate there will be in the order of 50-60 significant encroachments and perhaps triple that number of minor ones.

Having just completed the exercise without benefit of survey on a small portion of the City's open space holdings, we believe preliminary survey sketches or site markings are a necessity for effective land management. This service can be provided by the Regional Surveyor within the existing budget if the program is phased and supervision can be scheduled on inclement weather days.

Encroachments: Open Space and Environmentally Sensitive Lands

The protection of woodlot, ravine, open space and other environmentally sensitive/hazard land is a formal policy set out in both the City and Regional Official Plans. The proposed recommendation to phase out and eventually eliminate leases is consistent with those Official Plan goals and is prompted by the growing movement to environmental awareness which is coming to view natural areas as a public trust. This perspective has recently been documented in the Kanter report, Options for a Greater Toronto Area Greenlands Strategy commissioned in 1990 by (then) Premier Peterson.

A large portion of the City land that suffers from deliberate encroachment is the flat tableland located at the top of ravines that lies within the "Fill and Construction Regulation" designated area administered by the Hamilton Region Conservation Authority under Ontario Regulation 617/86. This is most often flat tableland at the top of banks and ravines. While this land appears to be "normal" for residential use, it has been incorporated into the subdivision design to ensure adequate setback from the top of bank to provide soil stability and the protection of the natural vegetation on the slope.

This land has been particularly susceptible to encroachment as it is usually hidden from public view. Our primary interest is not the inadvertent 1 or 2 feet arising from the ambiguity of the property line but the more flagrant violations that involve the construction of major permanent improvements such as storage sheds, change houses, concrete patios, and swimming pools. We are also concerned because some of these unauthorized encroachments involve the removal of existing fences, clearing of timber, grade changes requiring backfill and retaining walls potentially resulting in soil erosion and slope instability. As owner of the lands the City could incur liability even though it is not a party to these works nor given any approval. In addition, these encroachments must be detected within the statutory time limits or City lands can be lost to the encroacher by adverse possession.

To protect City lands from damage, minimize legal liability, and maintain ownership of City lands the Staff Parks Committee strongly believes that an active role must be taken to search out all illegal encroachments and take immediate action to have them removed. Failing to do so emasculates the serious intent of all warnings to vacate and suggests to others that continued encroachment is condoned. London, Mississauga, North York, and St. Catharines have current policies that require immediate removal of encroachments onto parklands and natural areas. London dispatches a City works crew to ensure removal and invoices the cost to uncooperative owners.

Leases: Ravine, Environmentally Sensitive or Hazard Lands

The past policy of legitimizing encroachments by Lease Agreements can actually encourage deliberate encroachment. Leases are rarely denied to an encroaching landowner, and, since lease rents are nominal, there is no risk or penalty to a landowner for being caught encroaching onto City land. Leases are uneconomic as the nominal revenues do not cover the costs of site inspection, document preparation, title registration, insurance liability or annual administration costs.

Leasing makes access more difficult and increases maintenance costs and expectations by the checkerboarding of leased and non-leased lands. Leasing can also lead to abuse by building structures, clearing timber, and backfilling in the same manner as unauthorized encroachments: notwithstanding express lease covenants prohibiting same. Even the most blatant lease violations are difficult to terminate, as in the Centurami situation on Montmorency Drive.

Referring to that latter situation the Hamilton Region Conservation Authority's Director of Planning and Engineering wrote:

1993 January 27

Parks and Recreation Committee

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"Activities associated with the development of the subdivision have jeopardized the protection of this natural area. Gates installed in fences at the rear of the properties have allowed encroachment into City owned lands for disposal of gardening refuse and landscaping. The ravine lands at the rear of Montmorency Avenue are a part of a natural greenway along the valley system of the Red Hill Creek. These areas provide migration corridors for wildlife and native plant species. The natural areas also contribute to the overall health and recreational opportunities for the residents of Hamilton. Conservation Authority Staff are concerned that the practise of leasing ravine lands, or allowing encroachment into natural areas, will significantly impact the viability of these continuous natural systems".

At the May 7, 1992 meeting of the Hamilton Region Conservation Authority staff were directed to "advise the City of Hamilton that the practice of leasing ravine lands was detrimental to the continued protection of the natural valley system".

The Staff Parks Advisory Committee and report co-signers agree fully with those sentiments, and support the recommendation that there be no new leases to minimize adverse impacts on the natural environment.

To maintain policy consistency and equity among all taxpayers, existing leases should be terminated as soon as possible. However, to smooth the transition and minimize disturbance to existing lease holders who made agreements in good faith, it is recommended that all existing leases in good standing not be terminated until such time as the adjacent property is sold.

Leases: Parkland

There is a consistently increasing City wide demand for park and recreational land. Parkland is expensive to acquire and develop, with lower City sites typically costing well in excess \$700,000 per acre to assemble and \$500,000 per acre to develop. The estimated cost of acquiring only those parks already designated on existing approved Neighbourhood Plans is in excess of \$10,000,000. The 5% park fund which has been solely conceived to help meet these costs is seriously underfunded. Projections for future revenue are discouraging due to the drop in residential building activity, low market values and recent changes in fee calculations.

Recognizing this current demand for developed parks and the limited financial resources available, the Staff Parks Committee recommends that no City parkland be leased at the expense of public access. If there are sufficient park lands to allow removal from the public park system by lease, park requirements should be reassessed. If lands are found to be surplus, they should not be leased as the rent does not offset the costs of lease preparation. Rather than leasing for a negative return, surplus lands should be sold at full market value to maximize revenues for the 5% fund.

1993 January 27
Parks and Recreation Committee
Page 7

SUMMARY

These recommendations are intended to reflect a more proactive approach to asset management to help reduce traditional land management problems such as lease violations, loss of land by adverse possession, jurisdictional conflict with other government agencies, liability and insurance issues, and revenue deficiencies for park acquisition and development.

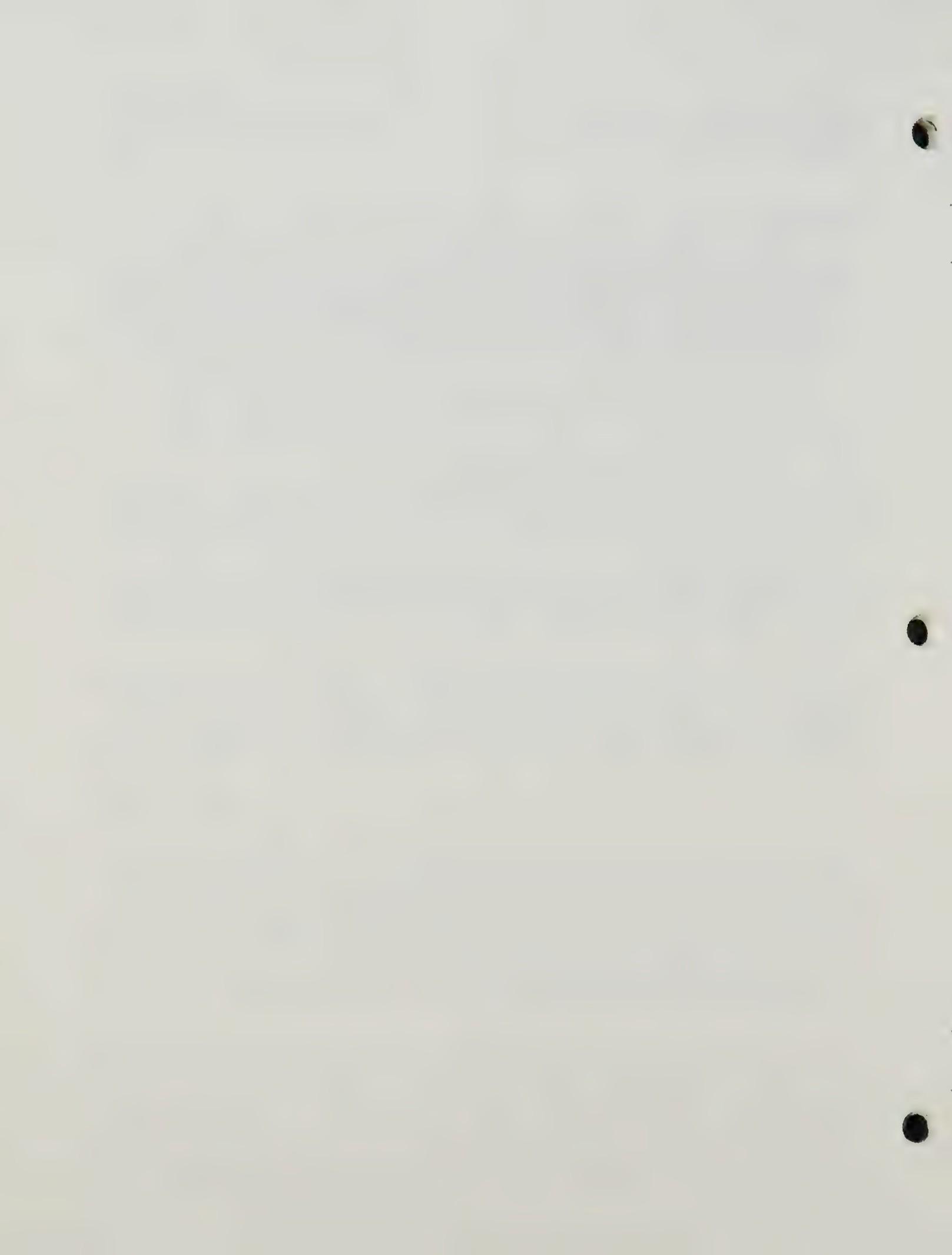
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c.c. Joe Pavelka, Chief Administrative Officer

P. Noé Johnson, City Solicitor

A. Ross, Treasurer

R. Sugden, Director of Culture & Recreation



4.(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 8

RECEIVED

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FEB - 8 1993

FROM: Mr. Bob Sugden
Director of Culture and Recreation

CITY CLERKS

SUBJECT: Bikeways Phase 3

RECOMMENDATION:

- a) That approval be granted to the Director to proceed with the BikePath Plan Phase 3 in conjunction with the approved Regional Bicycle Network Study.
- b) That the Recreational City Routes be undertaken in the following prioritized order as permitted within available capital funds:
 - i. Lawrence Road connection to the Escarpment Trail near Ottawa Street. Route will then link the eastern part of the lower City with the east Upper Mountain Area.
 - ii. Scenic Drive to Hillcrest Avenue along the abandoned Radial Line. This route would link the west Upper Mountain and provide the loop route around the escarpment with Downtown and Dundurn Park.
 - iii. Harbourfront from Dundurn Park to Ferguson Avenue joining the Regional Plan at the South end. (Includes West Harbourfront and Pier 4 Park)
 - iv. Princess Point/Cootes/McMaster University



Bob Sugden,
Director of Culture & Recreation

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

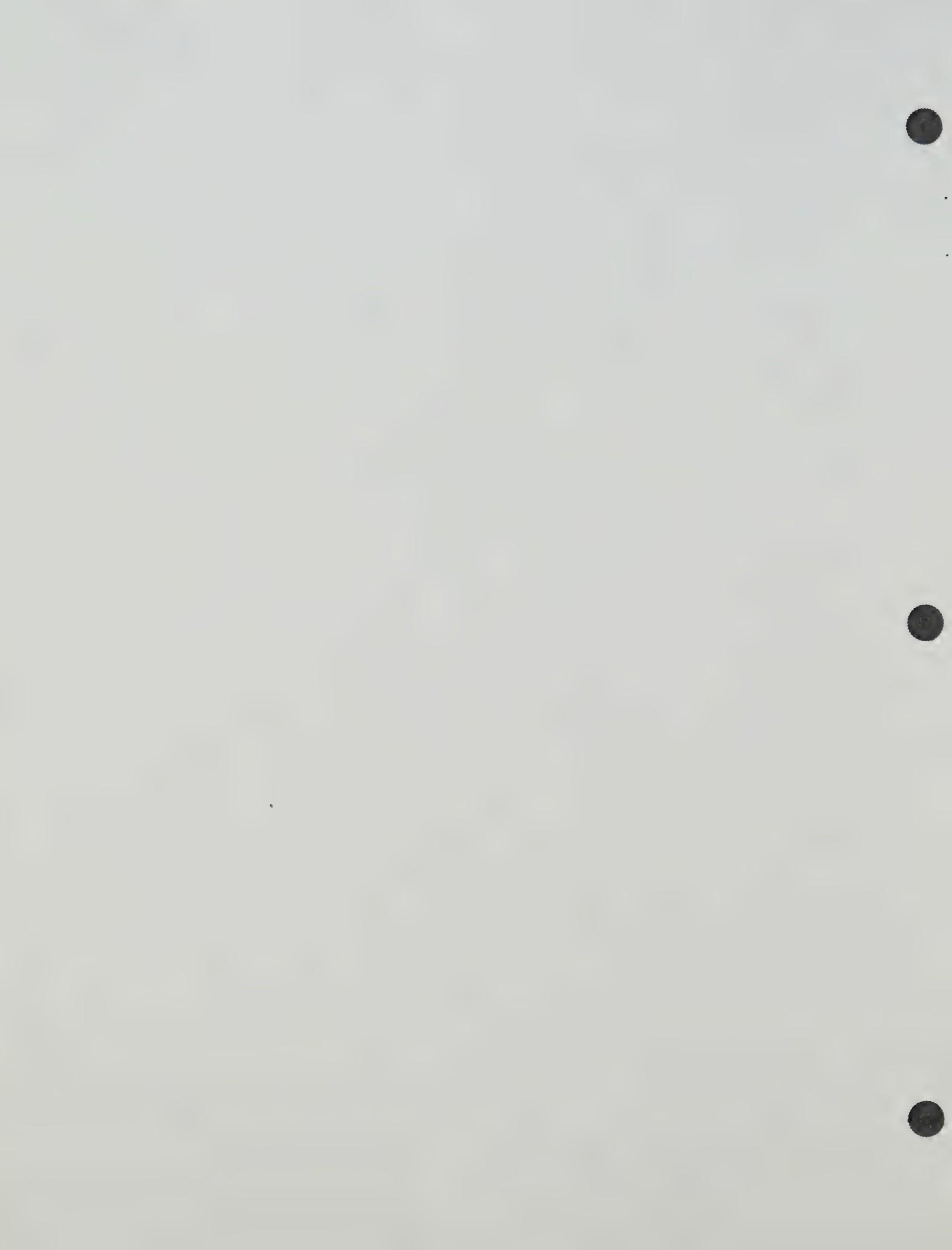
FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Funds are provided in Capital Account # CF 708743002

BACKGROUND:

- In May 1992 Regional Council endorsed the Bicycle Network Study Report as the basis for the implementation of the Regional Bicycle Network.
- The Hamilton Citizens Bikeways Committee supports and endorses the integrated system plan being carried out by the Region through the Regional Bicycle Network Study.
- The Chairman of the Hamilton's Citizens Bikeways Committee is an appointed representative to the Regional Committee.
- With the completion of the Regional Network Study, there is now an opportunity to plan an integrated system of commuter and recreational bikeways in our City.
- These Routes incorporate some existing Hamilton Routes as well as proposed Regional Routes such as the Escarpment Trail.
- The Hamilton Bikeways Citizens Committee is recommending we proceed with the above routes.
- Proposed Routes identified on the attached Map.

c.c. A. Ross, City Treasurer
R.W. Chrystian, Manager, Park Division , Public Works
R.P. Meiers, Operations Engineer, Street & Sanitation, Public Works
John vander der Mark, Project Manager Freeway Office
Hamilton Citizen Bikeways Committee
Brian Holly, Marketing/Communications, Royal Botanical Gardens



4(b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 11

REPORT TO: Kevin Christenson, Secretary
Parks and Recreation Committee

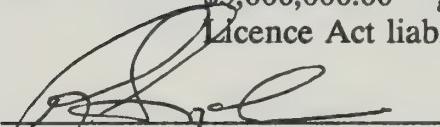
FROM: Bob Sugden
Director of Culture and Recreation

SUBJECT: Renewal of Agreement - Geraldo's Catering Inc.
Food And Drink Concession - King's Forest Golf Course

RECOMMENDATION:

That the City of Hamilton exercise its option No. 2, and renew the Agreement as amended, with Geraldo's Catering Inc., for a term ending February 28, 1994, with the following provisos:

- a) That the payment schedule revert to monthly payments as per the original tender documents and reflected in the current process, and
- b) That the renewal take effect when proof of insurance, satisfactory to the City Solicitor has been submitted, with the City as additional named insured, including a cross liability clause, in the amount of \$3,000,000.00 general liability and further \$5,000,000.00 Liquor Licence Act liability endorsement.



Bob Sugden
Director of Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Revenue remain as projected in original tender proposal (\$29,546 per annum), reflecting an annual 5% escalation. The Licensee must maintain insurance coverage as requested above; until such time the license shall remain on a month to month basis.

The licensee has submitted the required surety deposit.

BACKGROUND:

Council at its regular meeting Jan 17, 1989 adopted the following resolution:
"That Geraldo's Catering Inc. Hamilton, be awarded the contract for the Food Services Concession at King's Forest Golf Course, in accordance with the proposal issued by the Manager of Purchasing and Vendor's submission, for the term of one (1) three (3) year period with an option in favour of the City to extend for an additional two (2) one (1) year periods.

Kevin Christenson, Secretary
Parks and Recreation Committee

February 10, 1993

DISCUSSION:

In accordance with the current licence agreement, exercise of the renewal options is in the sole and unfettered discretion of the City. If the City wishes to exercise the option to renew, it shall notify the licensee 30 days from the termination date, which in this case is February 28, 1993. In accordance with Council instructions, the licensee was advised by letter on January 29, 1993 that it wished to review the terms and conditions prior to exercising its option. Therefore, in accordance with the current agreement, the licensee remains in occupation on a month to month basis at the prevailing monthly rates and with the application of all other terms and conditions in the agreement.

The staff responsible for the operation of the facility have met with the Concessionaire (licensee) and are satisfied that the terms of the contract have been met in service and payment. In addition, the Golf Sub-Committee has reviewed the concession operations. The concerns raised have been conveyed to the Concessionaire and their resolution is being monitored by appropriate City Staff. Letters on file indicate a high user satisfaction with the current Concessionaire. The Law Department was advised by the Liquor Licence Board of Ontario that the Concessionaire is in possession of a current license in good standing. The Law and Treasury Departments have been consulted with respect to the terms and conditions of the current agreement and assisted in the above recommendation.

In the event that the licence is renewed for the final year, the City must commence preparation of the tender specifications (or request for proposals instructions), including revenue estimates prior to the 1994 Budget submissions.

In the alternative, if the license is not renewed, the Concessionaire could have to be requested to maintain the service on a month to month basis to ensure continued availability of the concession. The new specifications would have to be drawn up immediately and put out for tender or request for proposals. This process would likely be completed in the high season for operation at King's Forest. If the current Concessionaire were either unsuccessful in bidding or did not submit a proposal, there would be some disruption to the service provided during the transition of Concessionaires. No estimates for changed revenues can be forecast currently; therefore, we can not project a positive effect on the 1993 Budget.

4(c)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 10

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Finlandia Clean Water Challenge - Canoe Race
Hamilton Harbour Front Park & Pier 4 Park
July 8-9 and July 13 -14, 1993

RECOMMENDATION:

That permission be granted to Corbin & Company to use the Hamilton Harbour Front Park & Pier 4 Park for the Finlandia Clean Water Challenge - Canoe Race to be staged July 8-9 and July 13-14, 1993 subject to the following conditions:

- i) That proof of the following insurance be provided and submitted thirty (30) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause:
 - aa) Comprehensive General Liability in the amount of \$ 3 million per occurrence, including various hazards, satisfactory to the City.
 - bb) Owned and Non-owned Watercraft Liability to a minimum of \$ 3 million per occurrence.
 - cc) Evidence of Owned Automobile coverage (OPF 1), minimum of \$ 3 million per occurrence.
- ii) That the applicant assume responsibility for all related charges associated with the event, (set-up, dismantling, clean-up, etc.).
- iii) That Special Duty Officers and/or Marine police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, February 10

- iv) That permission be granted to allow camping for participants in the Race on-site at Pier 4 Park from July 8 to 9 and July 13 to 14, 1993.
- v) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission.
- vi) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
- vii) Event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events.



B. Sugden
Director Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

BACKGROUND:

- Finlandia Clean Water Challenge is a 1,200 mile Canoe Race through the Great Lakes. Hamilton being one of the stop-over points.
- The American Canoe Association, the National Governing Body for paddle sports, will design and monitor all safety of the race route. While in Ontario, Canoe Ontario is the governing body.
- As a part, of the program, the organizers have created the Finlandia Clean Water Fund. The Fund is established to raise and distribute monies back into the various waterways the race route spans.
- The race kicks off June 27th, 1993 in Chicago and will end five weeks later in New York City.

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, February 10

- Day races are being created in all key market points along the route, Chicago, Detroit, Toronto and Hamilton.
- Finlandia Clean Water Challenge focus is on promoting the recreational use and protection of our nation's waterways, part of a continuing effort by Finlandia Vodka to preserve lakes and rivers for future generations to enjoy.
- As apart of the stay in Hamilton, the organizers are planning July 13th as the day to acknowledge our community. A variety of activities are being planned to include; a media conference to announce the participants of the Race Event and an entertainment package for the community.
- The Event Organizer plans on enlisting the support and involvement of the Leander Boat Club and Royal Hamilton Yacht Club.

cc: **D. Lobo, Director, Public Works**
 Attn: B. Chrystian, Parks
J. Fardell, Economic Development
 Attn: A. Bradford, Events



4(d)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 10

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Hamilton International Hydroplane Regatta
Hamilton Harbour Front Park & Pier 4 Park
August 21 - 22, 1993

RECOMMENDATION:

That permission be granted to Hart Productions to use the Hamilton Harbour Front Park & Pier 4 Park for the Hamilton International Hydroplane Regatta to be staged August 21 - 22, 1993 subject to the following conditions:

- i) That proof of the following insurance be provided and submitted thirty (30) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause:
 - aa) Comprehensive General Liability in the amount of \$ 3 million per occurrence, including various hazards, satisfactory to the City.
 - bb) Owned and Non-Owned Watercraft Liability to a minimum of \$ 3 million per occurrence.
 - cc) Evidence of Owned Automobile coverage (OPF 1), minimum of \$ 3 million per occurrence.
- ii) That alcoholic beverages be served in the confined area of the beer tent (beer only).
- iii) That the applicant adhere to all regulations stipulated by the Liquor Licence Board of Ontario in the provision of alcoholic beverages.
- iv) That the applicant assume responsibility for all related charges associated with the event, (set-up, dismantling, clean-up, etc.).

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, February 10

- v) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- vi) That permission to allow admission price of \$ 8.00 per/person, per/day with a special family package be charged at the gate of the spectator seating area.
- vii) That permission to enter into a revenue sharing agreement with a local service club for the on-site admission.
- viii) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission.
- ix) That the terms and conditions be reviewed and monitored by the Special Events/ Festival Advisory Team
- x) Event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events.


B. Sugden
Director Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

BACKGROUND:

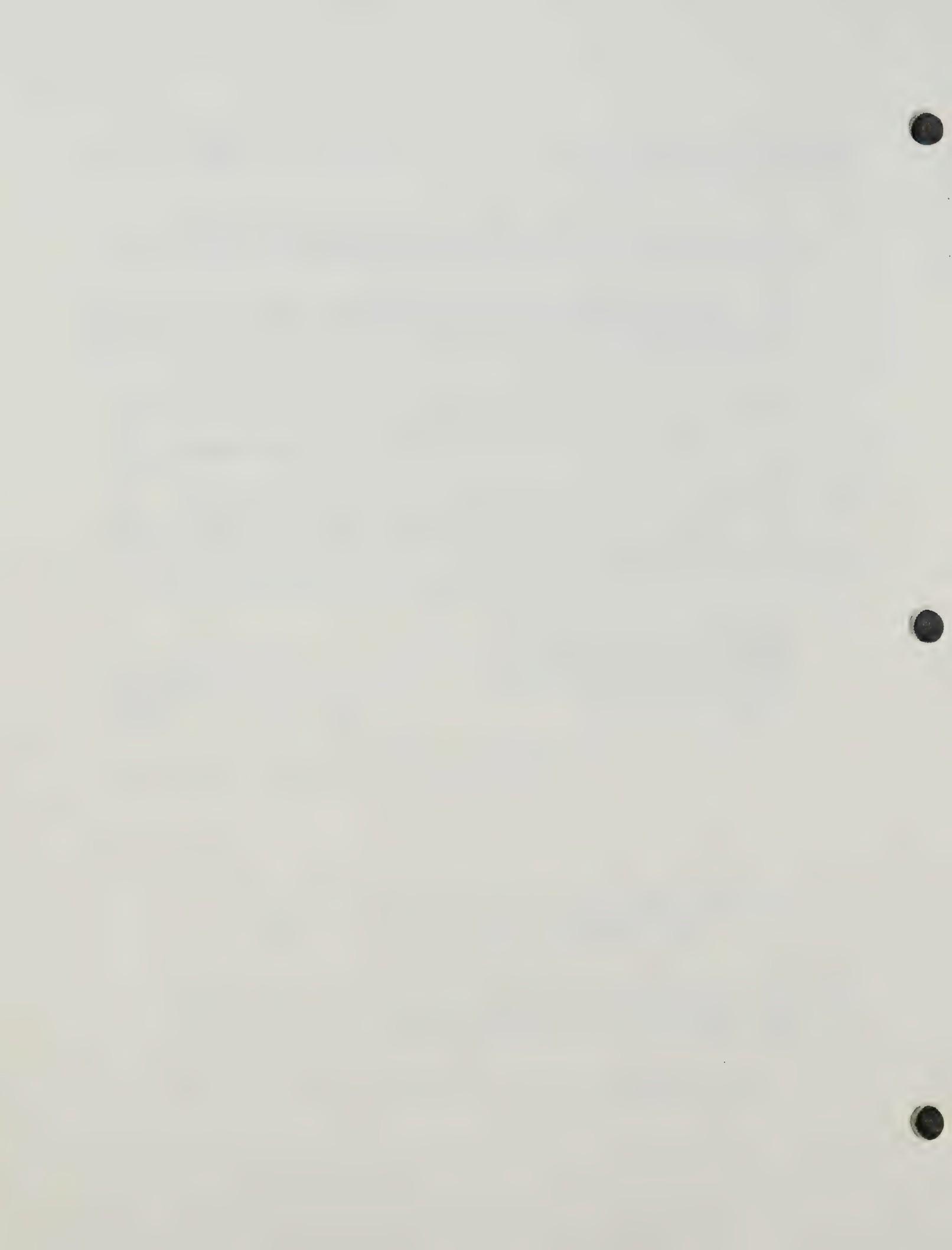
- The Hamilton International Hydroplane race is sanctioned with the Canadian Power Boating Federation (C.B.F.) which regulates and officiates races.
- The Hamilton International Hydroplane race will be staged in the west end of Hamilton Harbour with Pier 4 Park development marking the eastern most portion of the race course and spectator area. Bleachers to be erected along shoreline, along with staging for officials and race organizers.
- The race course will be comprised of a 1 1/4 mile oval-shaped circuit.

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, February 10

- The protected nature of this end of Hamilton Harbour, is suited for this type of flat water event.
- Hart Productions' goal is to build an International calibre event over the next two to three years that will become, in time an institution in Hamilton, similar to the "Indy 500" of motor car racing.
- Sponsors for this event include Quaker State, and Hamilton's Y 95 radio station.
- T.S.N. will be providing television coverage and offer Hamilton visibility throughout the event.
- Hart Productions has a corporate philosophy that whenever a municipality supports one of their events, they in turn whenever possible utilize local suppliers in an effort to contribute to the local economy.

c.c. Doug Lobo, Director Public Works
 Attention: B. Chrystian, Parks
 Joe Fardell, Economic Development
 Attention: A. Bradford



CITY OF HAMILTON

5(a)

- RECOMMENDATION -

DATE: 1993 February 8

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

RECEIVED

FEB - 8 1993

FROM: Mr. D. Lobo
Director of Public Works

CITY CLERKS

SUBJECT: Canadian Job Strategies, U.I. Section 25 for
Park and Open Space Master Plan

RECOMMENDATION:

- A) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies, U.I. Section 25 Program for funds totalling \$46,712 to sponsor three temporary full time staff to assist the Parks Division, with collection of background data and inventory work necessary to complete the City of Hamilton Park and Open Space Master Plan.
- B) That the Mayor and the City Clerk be authorized to sign the Federal / Multicultural Agreement for the purpose of implementing the Canadian Job Strategies, U.I. Section 25 Program.
- C) That the Treasury Department be authorized to undertake the financial administration of the Canadian Job Strategies, U.I. Section 25 Program.

D. Lobo
D. Lobo
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

The City of Hamilton Park and Open Space Master Plan began on March 23, 1992 with the first stage of work being the inventory and data collection of all civic owned park and open space resources. This work has been undertaken by 4 researchers who are participants of an Unemployment Insurance Section 25 Job Creation Program sponsored by the City. Approval to use the Section 25 program was given by City Council on January 14, 1992. The current Section 25 contract ends on February 19, 1993.

On May 26, 1992 City Council approved the recommendation to hire Moore/George Associates Inc. to provide consulting services for this study. The consultant has been involved in developing the work programme for the inventory, data collection and data entry onto a computer data base.

Moore/George Associates are undertaking the work with the direction of the Parks and Recreation Citizen's Advisory Sub-Committee and the Technical Advisory Committee. These committees have representation from Hamilton's Elected Officials, Citizens and Staff Members of various departments and agencies and provide guidance and resource functions to the Consultant.

The work completed to date has been focused on properties owned by the City. This data has now been entered onto a computerized information management system and will be used by staff and the consultant with the preparation of the master plan and in the future with the planning and daily operations of the parks system.

A presentation of the first phase of the Parks and Open Space Master Plan Study and a demonstration of the computerized information management system using the "BreakThru" program has been made to the Parks and Recreation Citizen's Advisory Sub-Committee and the Technical Advisory Committee. These committees approved the work of the first phase and strongly endorsed the application of the "BreakThru" program to manage the Parks Data Base.

At the meeting on 1992 December 14, the Parks and Recreation Citizen's Advisory Sub-Committee approved the following motions:

- i. That based on the presentations made on 1992 December 8, the Parks Focus Group and the Parks and Recreation Citizen's Advisory Sub-Committee approve the work of the First Phase of the Parks and Open Space Master Plan Study and strongly endorse the application of the "BreakThru" program to manage the Parks Data Base.
- ii. That the Parks Focus Group and the Parks and Recreation Citizens Advisory Sub-Committee formally acknowledge the significant contribution by Employment and Immigration Canada, Canada Job Strategy Division for the funding of the four researchers under Section 25 of the Unemployment Insurance Act and for making this Master Plan Project a success and further more the Canada Job Strategy Division be encouraged to look favourably on approving other Section 25 applications to prepare additional data bases which can benefit the City of Hamilton.
- iii. That the Parks Focus Group and the Parks and Recreation Citizen's Advisory Sub-Committee recommend the Culture and Recreation Department that it report to the Recreation Focus Group on the funding and staffing requirements necessary to facilitate the acquisition of the computer terminal to access the Parks' date base and undertake a similar study to prepare Facilities data base using "BreakThru" program.

The next stage of work is to collect data on all parks and open space lands which are within the City boundaries but not owned by the City. These include approximately 50 playgrounds on school board properties, and parks and open space owned by the Region, Hamilton Region Conservation Authority, utility corridors and abandoned railway lines. This information is necessary in order to make sound planning and management decisions on the park and open space resources.

It is proposed that this inventory and data collection be undertaken through another Unemployment Insurance Section 25 Job Creation Program. This program is designed to link up unemployed workers with businesses and organizations to help workers maintain and enhance their skills and to help organizations complete projects.

The three workers will be participants of the project and serve as researchers. The City serves as the project sponsor. Candidates for the positions must be unemployed, in receipt of unemployment insurance and referred by the Canada Employment Centre. The wages for the researchers are \$408 per week and \$426 per week for the researcher coordinator. The wages are paid by the Federal Government in the form of enhanced rate of U.I. benefits. The total benefit to the City is estimated at \$46,712.

Staff have discussed this proposal with a representative from Employment and Immigration Canada and have been advised that the project meets the criteria of the U.I. Job Creation Program. With respect to both C.U.P.E. locals, no Collective Bargaining Agreement nor staff responsibilities are infringed upon through the implementation of this project. This is confirmed in the memo attached as Schedule 'A'.

LS/mc
Attachment

cc: Ms. P. Noé-Johnson, City Solicitor
Mr. A.C. Ross, City Treasurer
Mr. J.G. Pavelka, Chief Administrative Officer

PUBLIC WORKS DEPARTMENT

MEMORANDUM

TO: Mr. L. Stasiuk
Parks Maintenance Technical Assistant
Public Works Department

FROM: Mr. D. A. Heintz
Project Maintenance Engineer
Public Works Department

SUBJECT: Job Development Applications - 1993

YOUR FILE:

OUR FILE: 93.0518.01
PHONE: 546-3920

DATE: 1993 January 12

In response to your memorandum dated 1993 January 7 on the above-noted subject, this will confirm that no Collective Bargaining Agreement nor staff responsibilities are infringed upon through the implementation of these projects.

The duties required for these projects are similar in nature to those of C.U.P.E. Local 167 (the relevant portion of) whose Collective Agreement reads, in part "Local 167 employees shall not be displaced by virtue of the hiring of such employees for such work programs".

In summary, these projects are not in violation of this or any other Collective Agreement in which the City of Hamilton is involved. By a copy of this memorandum, I have provided a copy of your Application to both C.U.P.E. locals (5 and 167) for their information.

A simple line drawing of a beetle larva, showing its segmented body, prolegs, and a prominent pair of mandibles at the front. Below the drawing, the letters "dh/" are written.

c.c. C.U.P.E. Local 5 (attach.)
C.U.P.E. Local 167 (attach.)

5(b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 5

RECEIVED

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FEB - 8 1993

FROM: Mr. D. Lobo
Director of Public Works

CITY CLERKS

SUBJECT: Canadian Job Strategies, U.I. Section 25 for
T.B. McQuesten Multicultural Gardens

RECOMMENDATION:

- A) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies, U.I. Section 25 Program for funds totalling \$49,212 to sponsor three temporary full time staff to assist the Parks Division, T.B. McQuesten Gardens Steering Committee and participating cultural groups with the fundraising and promotional activities for the T.B. McQuesten Multicultural Gardens Project.
- B) That the Mayor and the City Clerk be authorized to sign the Federal / Multicultural Agreement for the purpose of implementing the Canadian Job Strategies, U.I. Section 25 Program.
- C) That the Treasury Department be authorized to undertake the financial administration of the Canadian Job Strategies, U.I. Section 25 Program.

D. Lobo
D. Lobo
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

On May 26, 1992, City Council approved the concept plan for the T.B. McQuesten Multicultural Gardens and authorized staff to implement a fund raising and promotional campaign to pursue cost sharing agreements with various levels of government and the private sector.

The fundraising and promotional campaigns will be co-ordinated by staff with the involvement of the Steering Committee and the participating cultural groups. A comprehensive detailed plan will be prepared and implemented with the assistance of a professional fund raising consultant to ensure that effective campaigns are undertaken.

One of the necessary tasks required to support a fundraising campaign is to research and compile a data base of all potential funding sources, their specific funding program criteria and application requirements. These sources may include various government bodies, private and public corporations, foundations and estates.

It is proposed that this work be undertaken through an Unemployment Insurance Section 25 Job Creation Program. This program is designed to link up unemployed workers with businesses and organizations to help workers maintain and enhance their skills and to help organizations complete projects.

The three workers will be fundraising assistants and participants of the project. The City serves as the project sponsor. Candidates for the positions must be unemployed, in receipt of unemployment insurance and referred by the Canada Employment Centre. The wages for the fundraising assistants are \$408 per week and \$426 per week for the fundraising assistant coordinator. The wages are paid by the Federal Government in the form of enhanced rate of U.I. benefits. The total benefit to the City is estimated at \$49,212.

Staff have discussed this proposal with a representative from Employment and Immigration Canada and have been advised that the project meets the criteria of the U.I. Job Creation Program. With respect to both C.U.P.E. locals, no Collective Bargaining Agreement nor staff responsibilities are infringed upon through the implementation of this project. This is confirmed in the memo attached as Schedule 'A'.

(1) LS/mc
Attachment

cc: Alderman H. Merling, Ward 7
Alderman T. Anderson, Ward 7
Ms. P. Noé-Johnson, City Solicitor
Mr. A.C. Ross, City Treasurer
Mr. J.G. Pavelka, Chief Administrative Officer

PUBLIC WORKS DEPARTMENT

MEMORANDUM

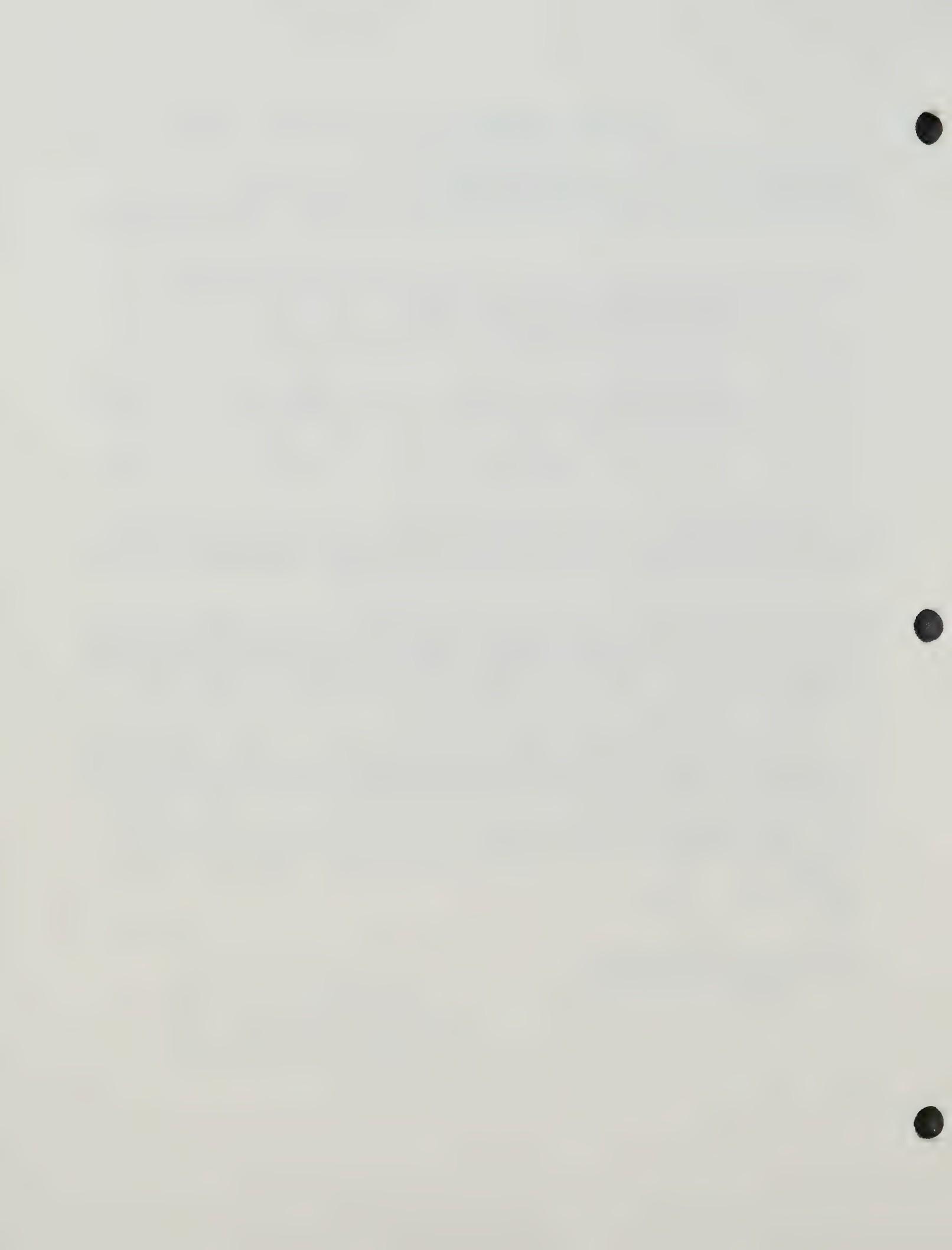
In response to your memorandum dated 1993 January 7 on the above-noted subject, this will confirm that no Collective Bargaining Agreement nor staff responsibilities are infringed upon through the implementation of these projects.

The duties required for these projects are similar in nature to those of C.U.P.E. Local 167 (the relevant portion of) whose Collective Agreement reads, in part "Local 167 employees shall not be displaced by virtue of the hiring of such employees for such work programs".

In summary, these projects are not in violation of this or any other Collective Agreement in which the City of Hamilton is involved. By a copy of this memorandum, I have provided a copy of your Application to both C.U.P.E. locals (5 and 167) for their information.

A simple line drawing of a beetle larva, showing its elongated body, segmented prothorax, and a prominent head with antennae bases.

c.c. C.U.P.E. Local 5 (attach.)
C.U.P.E. Local 167 (attach.)



5(c)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: February 9, 1993

REPORT TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo, Director
Public Works Department

Mr. T. Bradley
Manager of Purchasing

SUBJECT: Artificial Fish Habitat Structures
Hamilton Harbour

RECEIVED

FEB 11 1993

CITY CLERKS

RECOMMENDATION:

- a) That a purchase order be issued to Blue-Con Inc. in the amount of \$70,000.00 including all taxes and a contingency allowance to assemble and place artificial fish habitat structures in Hamilton Harbour, west of Harbourfront Park, on portions of the waterlot owned by the City of Hamilton.
- b) That the amount of \$70,000.00 be funded from account CF5200 419254002 Pier 4/Harbourfront Habitat Restoration, utilizing the \$90,000.00 grant monies received from the Federal Department of Fisheries and Oceans under the Fish and Wildlife Restoration Project program.

D. Lobo

D. Lobo, Director
Public Works Department

T. Bradley

T. Bradley
Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

This expenditure will be financed through the Pier 4/Harbourfront Habitat Restoration Account No. CF5200 419254002 (\$90,000.00) which was 100% funded by the Federal Department of Fisheries and Oceans under the Fish and Wildlife Restoration Project program. Balance after expenditure of \$10,850.00.

There are no staffing implications.

There are no legal implications.

BACKGROUND:

Of the nine (9) contractors requested to submit bids for this project, the following acceptable bids were received by the City Clerk's Department on February 10, 1993.

Contractor	Concrete Module (\$ per unit)	Log Crib (\$ per unit)	Blast Rock (\$ per tonne)
Blue-Con Inc., London	\$ 575.00	\$ 910.00	\$25.00
Stephens and Rankin Inc., St. Catharines	\$ 900.00	\$ 700.00	\$12.00
McKeil Marine Ltd., Hamilton	\$ 695.00	\$1,200.00	\$25.00
Bermingham Construction Ltd., Hamilton	\$1,310.00	\$1,730.00	\$20.00
Dufferin Construction Co., Oakville	\$1,850.00	\$1,795.00	\$38.00

The Parks and Recreation Committee was in receipt of a recommendation report on February 1992 which provided background information on the Fish and Wildlife Habitat Restoration Project.

A number of criteria were used in the design of artificial habitat modules including; durability, use of toxic free materials, fish attracting capabilities and cost effectiveness. In addition, constraints regarding location, size and complexity of the design for artificial reefs placement entirely on waterlots owned by the City of Hamilton and an underwater clearance of three (3.0) meters for all underwater structures.

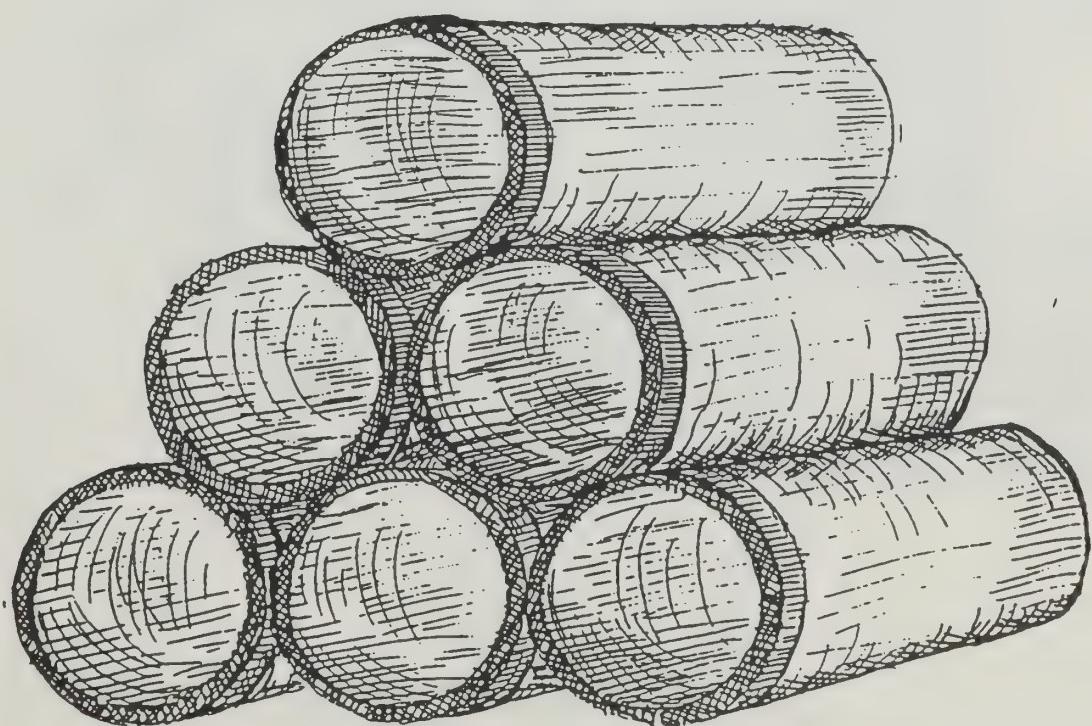
The design for the fish habitat improvements in the littoral zone along the shoreline of Harbourfront park consists of the placement of two concrete modules, as illustrated in figure 1 and 2, for each log crib placed, as illustrated in figure 3. Figure 4 illustrates the placement location of the concrete modules and log cribs off Harbourfront Park. The artificial habitat modules will be placed in five separate groupings with ranging numbers of modules per grouping.

Up to 700 tonnes of precast concrete will be used in the concrete modules. Two concrete precast manufacturers', Oakes in Guelph and Can Cast in Morristown, are willing to provide the required precast concrete as a charitable donation to the City for reef construction.

The grant will pay for the design, assembly, binding, placement and monitoring of the fish habitat after placement of the reef structures.

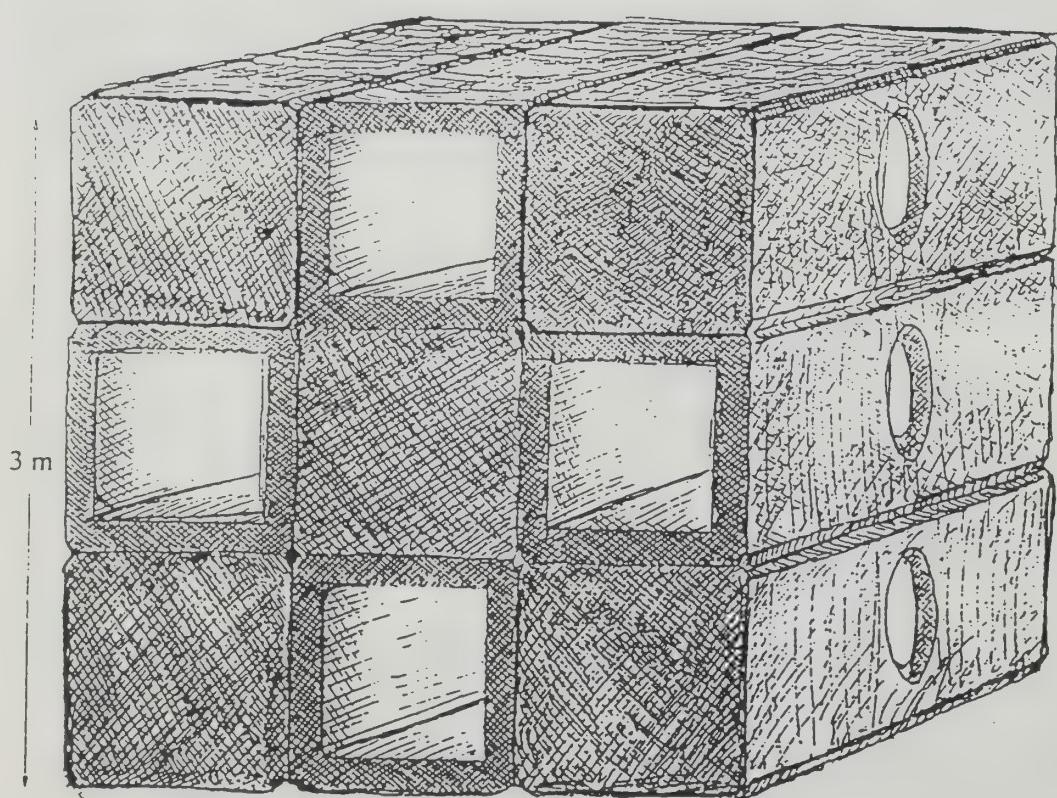
No off-shoreline fish habitat improvements are proposed at Pier 4 Park.

WJP/ps
attachments



4.5m HIGH REEF MODULE

FIGURE 1



HIGH PROFILE REEF MODULE

FIGURE 2

LOC CRIB

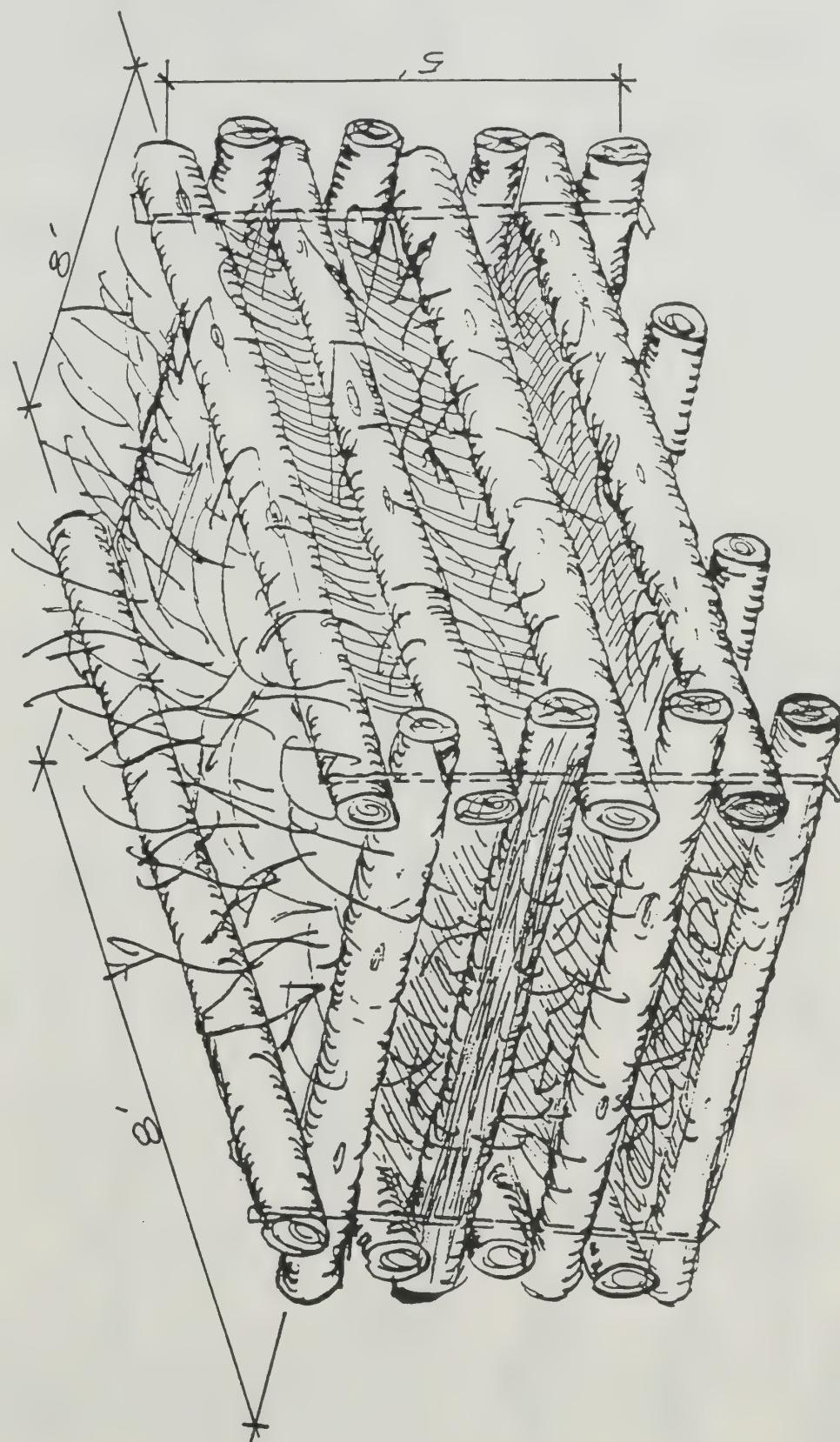


FIGURE 3

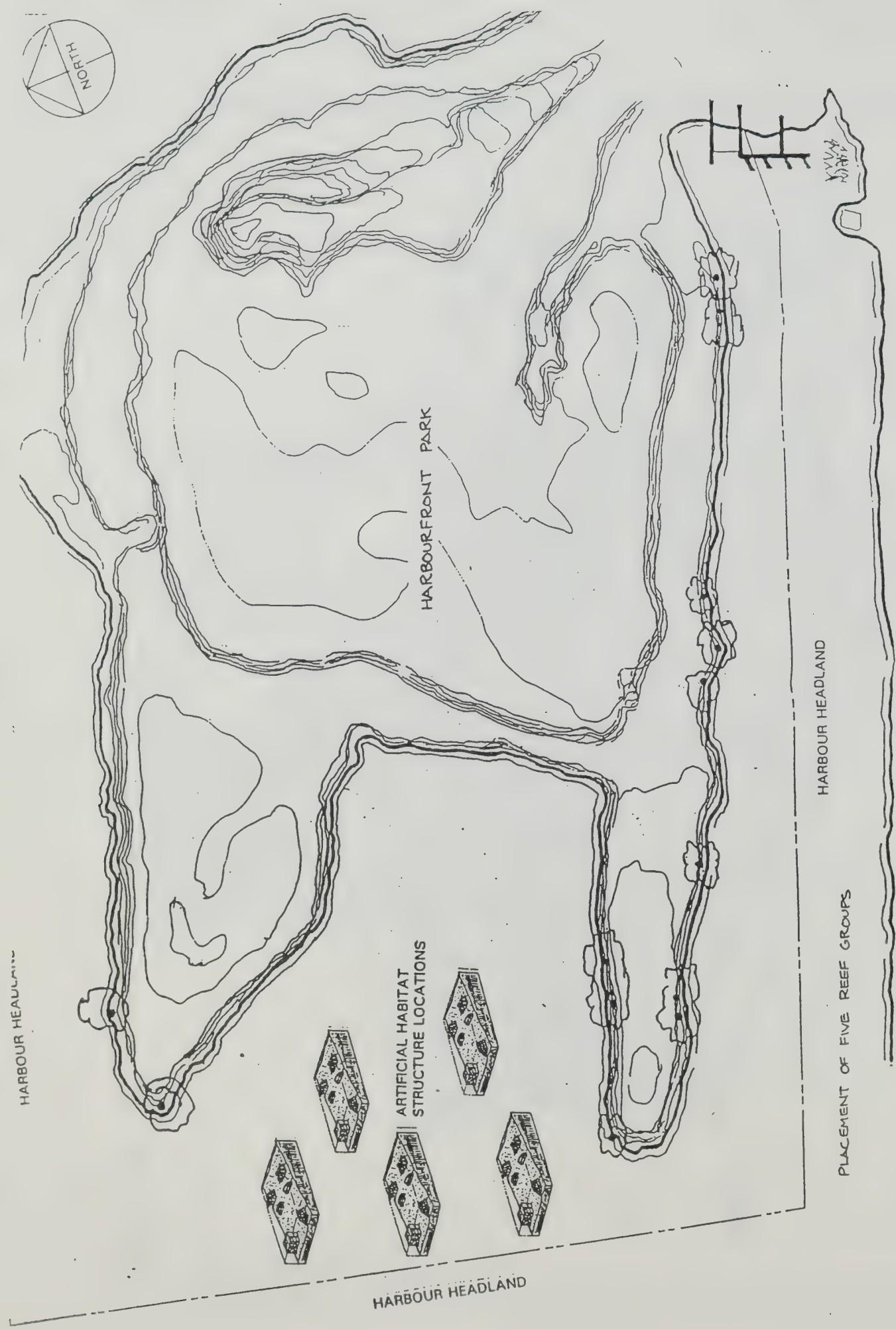


FIGURE 4

CITY OF HAMILTON
- RECOMMENDATION -

6(a)

DATE: 1993 February 11

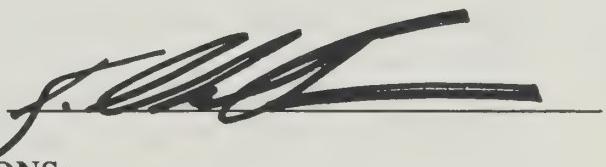
REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Secretary
Hamilton Historical Board

SUBJECT: Whitehern - Terms of Reference

RECOMMENDATION:

That the Terms of Reference for archaeological consulting at Whitehern, attached hereto, be approved.



FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Approximately \$29,500. (\$12,000. from Whitehern Capital Account CF719141007
\$17,500. Access to Archaeology Grant)

BACKGROUND:

The need for archaeology at Whitehern can be supported by the following:

- the Quadrangle Conservation Building Study completed in 1990 recommended that archaeology be a component of the capital restoration work whereby exploratory pits should be excavated by archaeology prior to construction.
- the garden and house have been designated in 1977 under the Ontario Heritage Act which requires that archaeological investigation be undertaken prior to restoration or construction work on designated buildings/grounds.

Archaeology work at Whitehern is short term (approximately eight weeks) so it would be more economical to contract out the services of consultant(s) who will bring with them the needed staff resources and equipment to carry out the job. Archaeology is required prior to and monitoring through the construction phase.

At its meeting held 1993 February 9, the Hamilton Historical Board approved the above recommendation.

ARCHAEOLOGY PROJECT - WHITEHERN

DRAFT - TERMS OF REFERENCE

PROJECT BACKGROUND AND OBJECTIVES

Whitehern is a well documented Historic Site/Museum which is operated by the Cultural Division of the Department of Culture and Recreation of the City of Hamilton. In matters of policy the site receives guidance from the Hamilton Historical Board, which is composed of interested citizens appointed by the City, and, two members of City Council. The site has been designated at the Provincial and Federal levels, and operates under a Heritage Easement from the Ontario Heritage Foundation.

Whitehern, once the McQuesten family's residence (1852 - 1968), began operations as a museum in 1971. Open to visitors year-round, the museum is committed to the preservation, investigation, documentation, exhibition and interpretation of the site and collections.

In 1990, a Building Conservation Assessment of the site was completed. The study recommended a major restoration project to ensure the long-term preservation of the site. The recommendations which will be implemented in 1993 include the excavation and repair of the stone foundations at the main building, stables and garden walls. This work will include an archaeology component to prevent any loss of the archaeological resources.

The archaeology component will meet the following objectives:

- i) to recover, identify, document, and mitigate the sensitive archaeological resources which will be disturbed during foundation repairs,
- ii) to supply information about the construction and condition of foundation walls prior to their restoration,
- iii) to enhance the documentary research of the site as to previous land use and building construction features,
- iv) to promote public awareness of the principles of archaeology at the site and to the local community

HISTORICAL BACKGROUND

Whitehern is a domestic heritage site on 0.8 acres at the corner of MacNab Street South and Jackson Street West (city lots No. 81, 82, 101, 102).

The main building and stables, were built in 1848 while the property was owned by R.O.

Duggan.

In 1852, the residence was purchased by Dr. Calvin McQuesten a prominent citizen and early industrialist. It was to remain the residence of three generations of McQuestens until 1968 when the last surviving member of the family died. Subsequently, it was bequeathed to the City to be "preserved as a period piece" and opened as a museum in 1971.

Over the years of McQuesten occupancy various alterations were made at the site, (see attached plans A,B, C and D), including:

- the removal of a kitchen garden, chicken coop, trash pit, laundry yard, playhouse, tennis court and privy;
- the demolition of the carriage house;
- the demolition of a wooden porch and the construction of an addition to the main building;
- the removal of fifty feet at the south of the property and the construction of a stone wall along the new property line;
- the landscaping of the south garden and erection of a summer house; and,
- the construction of flagstone walks and driveway.

Since the site was opened as a museum, few changes have been made to the property except for the following:

- the reconstruction of the north wall and sections of the north east and north west walls;
- the erection of a cast iron fence in the south garden;
- the installation of an irrigation system;
- the reconstruction of the flagstone driveway resulting from the installation of a water pipe to feed the fire suppression system.

To date, Whitehern has not undertaken any archaeological projects. Nor, has it had any major soil disturbances.

Research information, compiled since Whitehern has been a museum, and surface gardening routines, which frequently uncover fragments of ceramics (ie. ironstone, porcelain) at various locations, indicate that the property offers a rich and interesting archaeological site.

SCOPE OF WORK

- i) Mitigating Strategy - Development of an archaeological strategy to mitigate the effects of projected foundations repair work (refer to attached plan E). The strategy is to be developed in consultation with the curator and restoration architect. Available information, (including maps, garden plans and photographs) will assist in identifying more and less sensitive archaeological areas to be impacted by foundations work.
- ii) Mitigating Archaeology - To implement the mitigating archaeology strategy proposal after

it has been approved by the curator. All excavation is to be done according to stratigraphic principles, and all artifacts from each strata are to be bagged separately.

iii) Monitoring - To monitor the excavation of foundations during the full length of the earth moving operation associated with the foundations repair project (approx. 4 days).

Total Budget: \$ 29,500.00 incl. taxes
Fencing and removal of flagstones will be provided.

METHODOLOGY

- A minimum of three (3) scheduled meetings between the consultant and Curator shall take place. These meetings will be:
 - 1) Consultation meeting for the development of a mitigating archaeology strategy;
 - 2) Before the commencement of mitigating archaeology field work;
 - 3) Presentation of the final report.

As well, it is assumed that regular consultation will take place throughout the project.

- The sensitive area to be investigated covers approximately 800 running feet of earth along the foundations of the: main building; addition, stables; and garden wall. This area to be impacted by foundations repair work has been marked on the attached plan E.

Three highly sensitive areas, among others, along the foundations to be excavated include the former locations of the wooden porch, trash pit, and carriage house. These three areas have been "cross hatched" and numbered 1, 2, and 3 on the attached plan E.

It is expected that additional excavation units will be suggested by the expertise of the Consultant. Locations to be considered may include areas "outlined" and numbered 4, 5, 6 and 7 on the attached plan E. These decisions will be finalized in consultation with the Curator.

- Excavation units shall be regular measured excavation units adjacent to the foundations. Each unit is to be excavated stratigraphically and all artifacts from each strata are to be bagged separately,
- All features shall be mapped in planview (1:10) and photographed in black and white and coloured slides. All pertinent stratigraphic profiles shall be recorded and/or mapped and photographed.
- All artifacts will be washed and bagged with unit number and lot level, and assigned a progressive accession number. A catalogue and summary tables shall be provided.

PUBLIC AWARENESS

- Interaction with visitors and media at the site will be a component of the project,
- The consultant will make two (2) presentations of the project results, to the Hamilton Historical Board at a regularly scheduled meeting and to the general public at a public lecture to be scheduled.

FINAL REPORT

The final report shall include:

- objectives
- methodology
- extent of excavations
- interpretation of all testing
- description of features
- description of soil types, layers, and colours (Munsel)
- maps and drawings of each unit
- scale drawings of significant features
- complete set of black and white prints and negatives, and slides
- artifact catalogue, artifact analysis and interpretation
- summary

PROPOSAL CONTENT

Submissions are to include:

QUALIFICATIONS AND EXPERIENCE

- 1) Firm profile and experience in the field of work to be undertaken
- 2) References
- 3) Current resumes of consultant, staff and subcontractors with proven experience at domestic heritage sites in Ontario, as well as proven ability dealing with the public and media.
- 4) A statement of the applicants proposed method of undertaking this project as pertaining to crew make-up and timing,
- 5) Proposals for any publication of results beyond final report (ie. professional journals). Any publications resulting from this project must credit the assistance of the Ministry of Culture and Communications, Cultural Facilities Improvement Programme, and, the

Ministry of Communications, Access to Archaeology Programme.

- 6) The Consultant must be licensed to carry out archaeological work in the province of Ontario.

WORK PROPOSAL AND SCHEDULE

- 7) A work schedule following the proposed payment schedule:

start date of fieldwork - no earlier than April 15, 1993

completion of fieldwork - no later than June 30, 1993

monitoring ground moving operations - 4 days, sometime in July or August 1993, but no later than August 31, 1993.

Phase 1 payment:

upon completion of fieldwork and submission of a "Work Completed To Date" statement and invoice

Phase 2 payment:

upon completion of 4 days of monitoring of the ground moving operations associated with foundations repairs and submission of a "Work Completed To Date" statement and invoice

Draft Report Submission: provide date

Final Report Submission: provide date

Phase 3 payment:

upon submission of invoice and acceptance of Final Report.

- 8) Indication of the number of excavation units and dimensions to be performed given a fixed budget of \$ 29,500.00 incl. taxes.
- 9) A budget breakdown for the project, not to exceed \$ 29,500.00 incl. taxes. Allocation of funds towards major equipment purchases will not be allowed within the terms of the contract. Consumable field and lab supplies will be allowed. Reimbursable items will necessitate submission of original receipts.
- 10) A fee schedule (fixed fee or per diem with upset limit).

SELECTION CRITERIA

Selection of the successful proposal shall be based on the following:

- 1) the qualifications and direct relevant experience of the consultant, specifically related to work at domestic heritage sites in Ontario and experience working with the public and media,
- 2) familiarity with the project,
- 3) understanding of the scope of project,
- 4) the extent of archaeological excavation possible given the available funding,

The City of Hamilton reserves the right to investigate fully the qualifications (including financial status) of any tenderer. The tenderer must also submit references to be contacted at the City's discretion.

The lowest, or any tender will not necessarily be accepted.

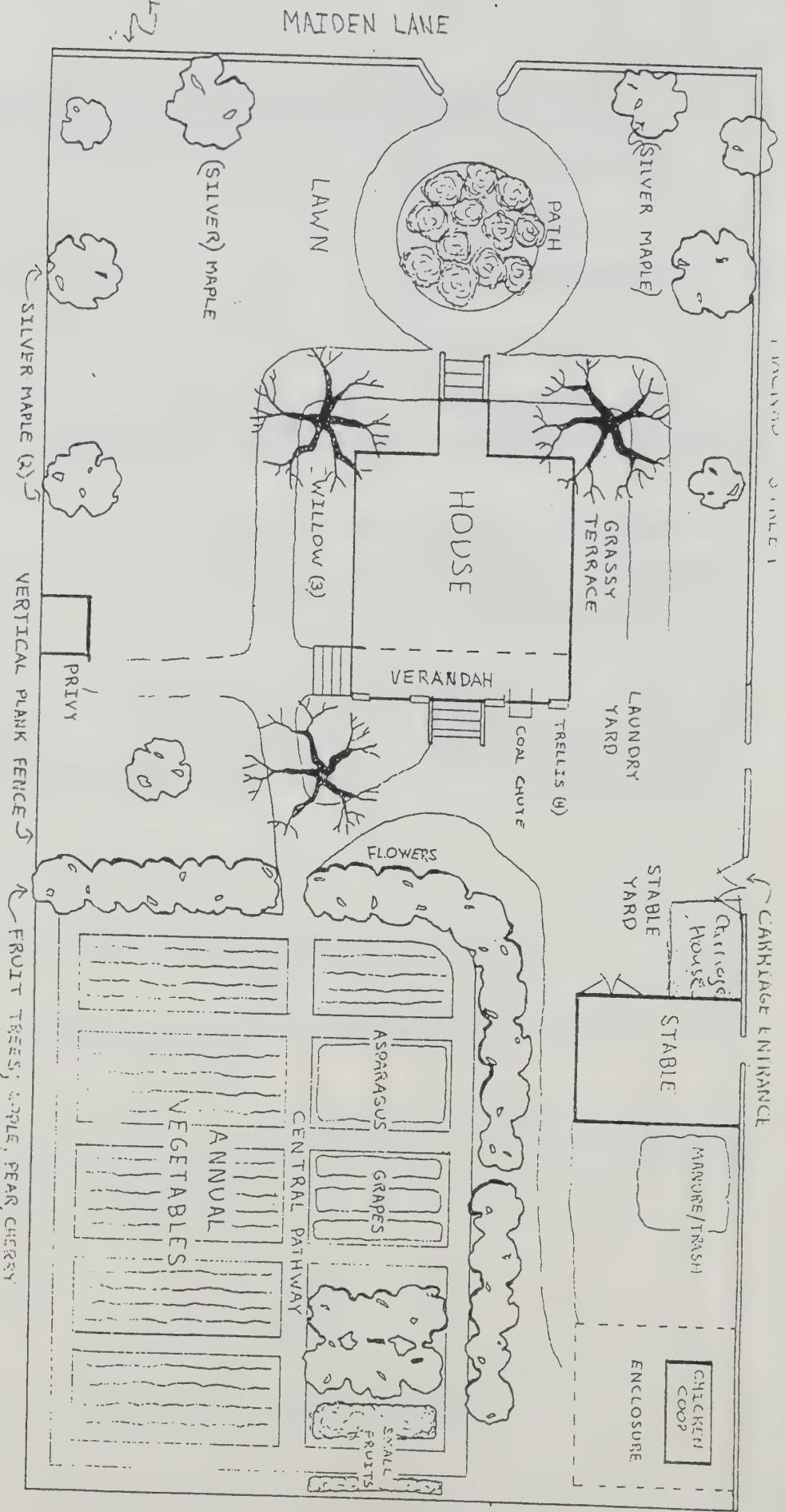
Submission of any tender shall be construed as acceptance of the City's terms for carrying out and completing the work of this contract.

TIMING

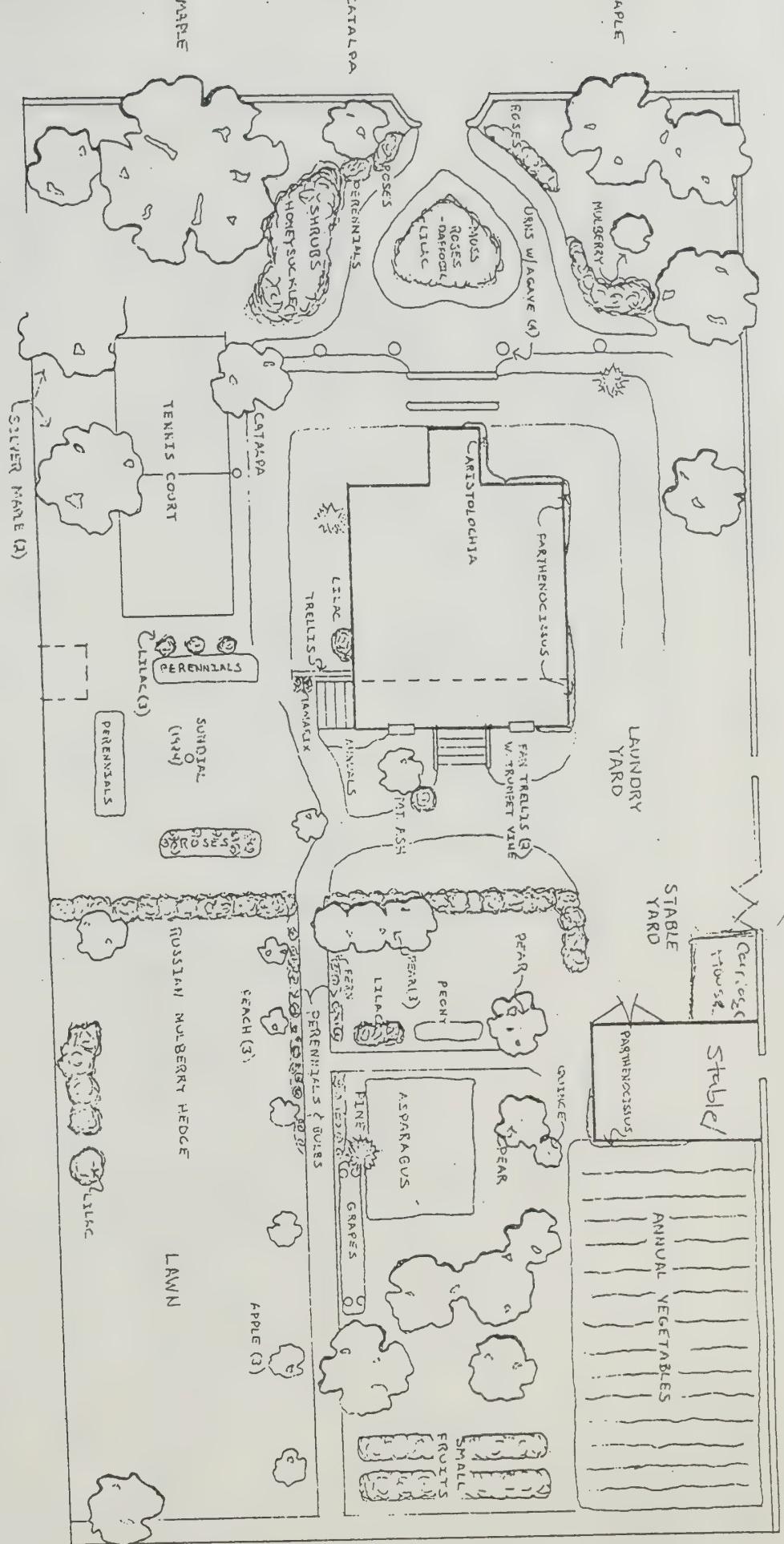
Fieldwork shall be completed in no less than three (3) weeks and no more than eight (8) weeks from start date. Final report will be due three (3) months from completion of the fieldwork and monitoring phases.

Plan A

Willowbank, 1853 - 1885
Dr. Calvin McQuesten's Garden

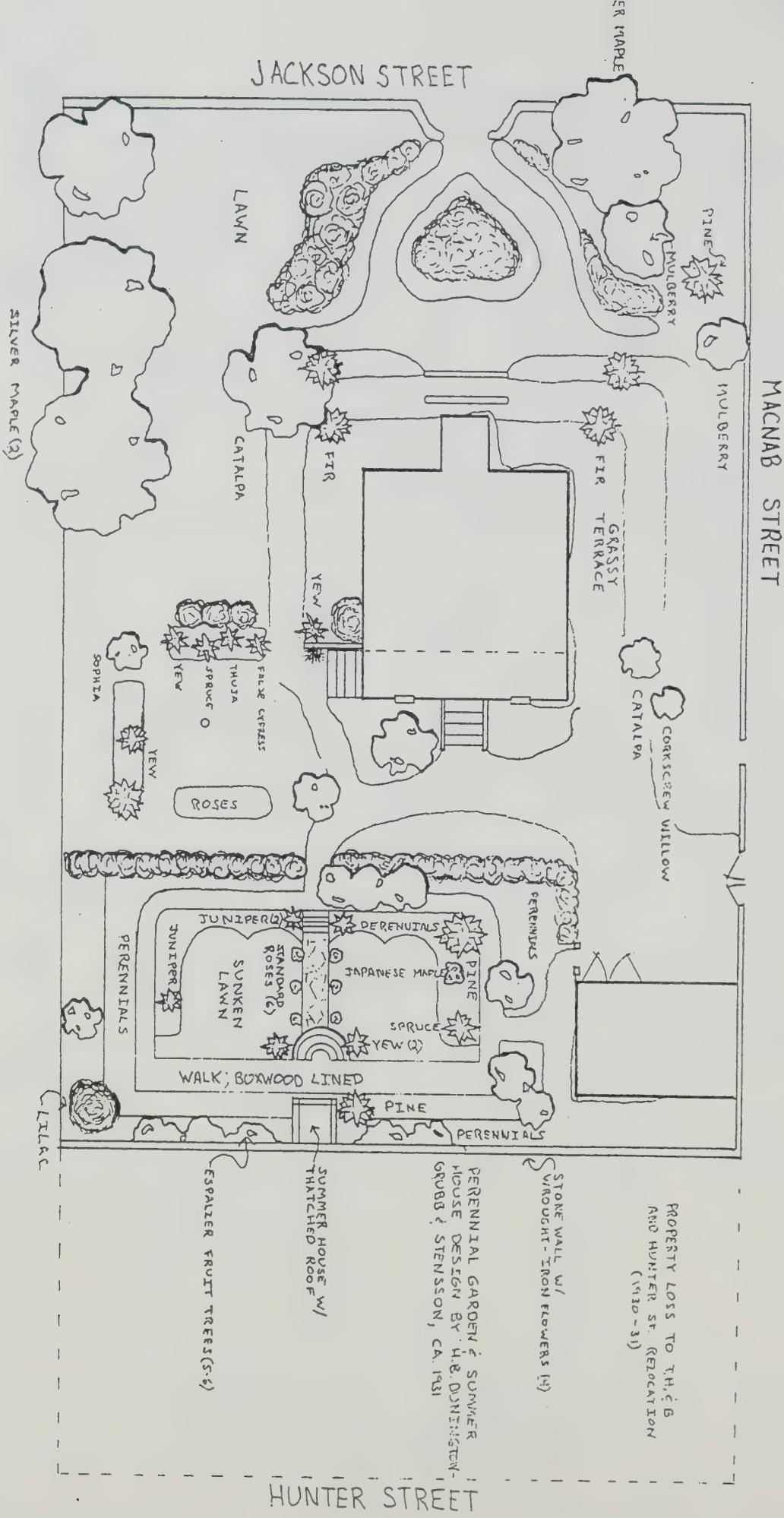


Whitehern, 1885-1931 Mary Baker McQuesten's Garden

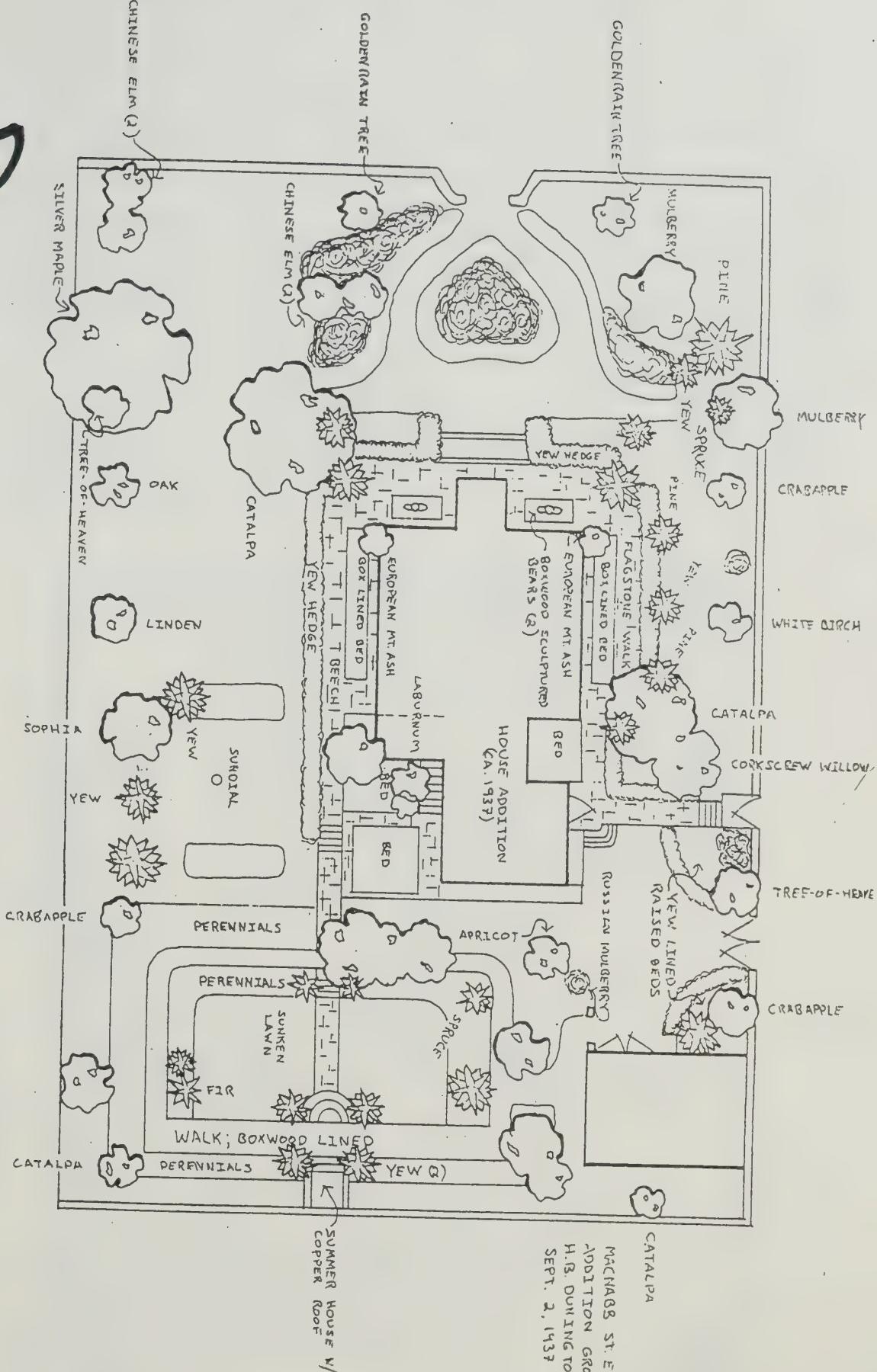


JACKSON STREET

Whitehorn, 1931-1937



Whitenhorn, 1937-1948



SENSITIVE AREAS - excavation unit locations

1. Trash Pit
2. Carriage House
3. Wooden Porch



LESS SENSITIVE AREAS

- * privy location to be monitored carefully.
- A. Front Porch

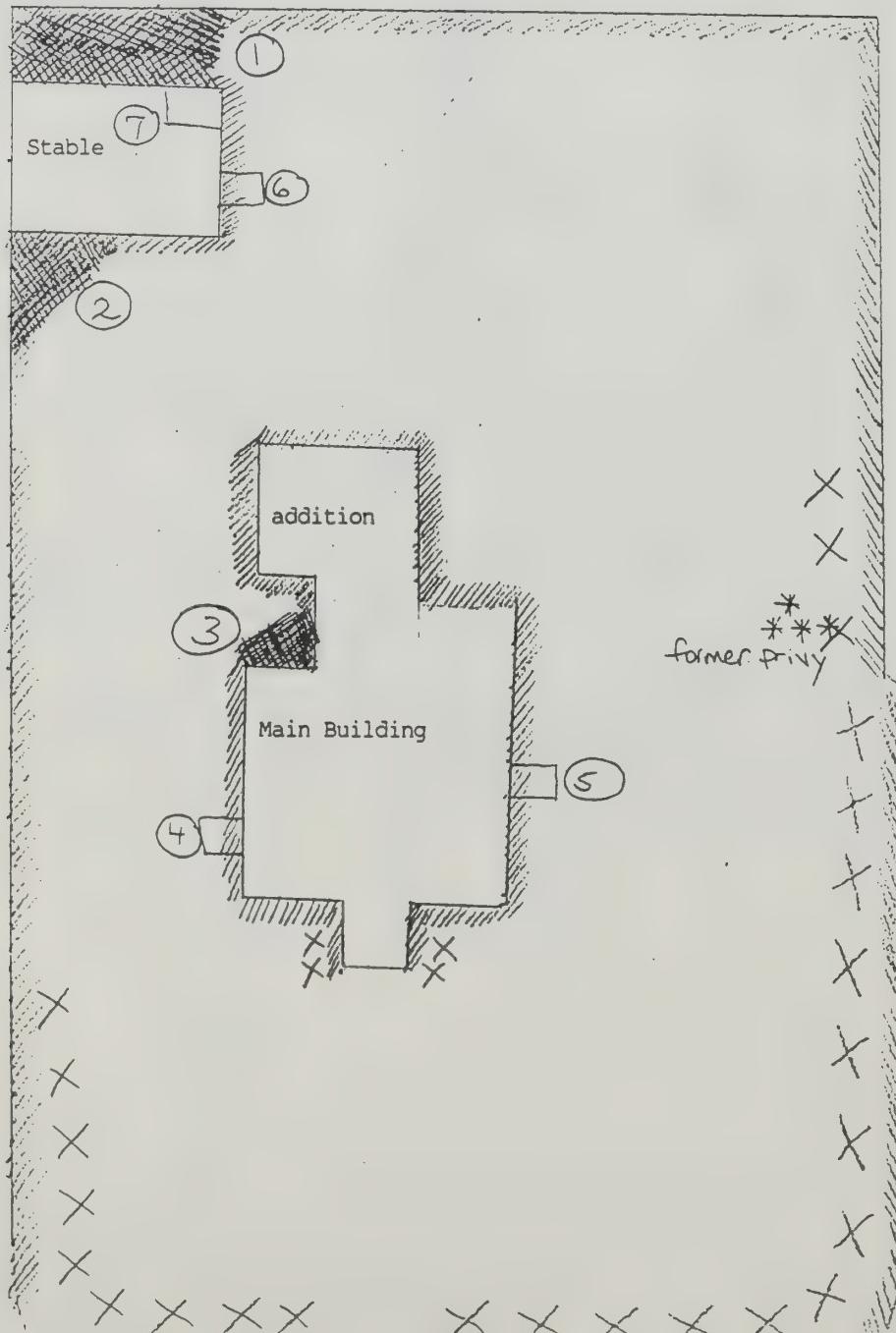
- B. Re-built walls
(north wall, north-east and north-west)



ENTIRE AREA TO BE IMPACTED BY FOUNDATIONS REPAIR

Other possible excavation units

4. East foundation: Main building
5. West foundation: Main building
6. West foundation: stables
7. Stables: interior

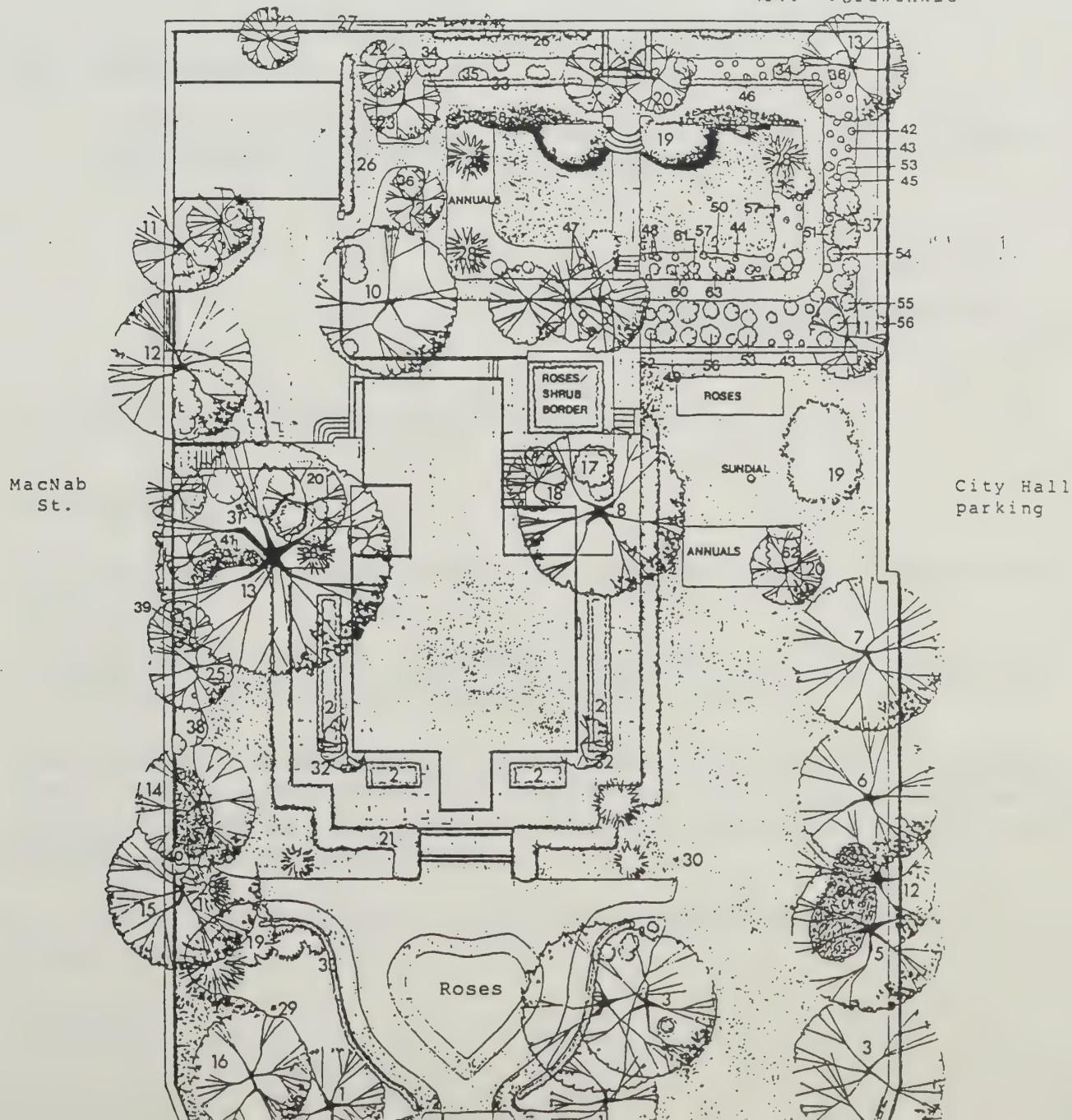


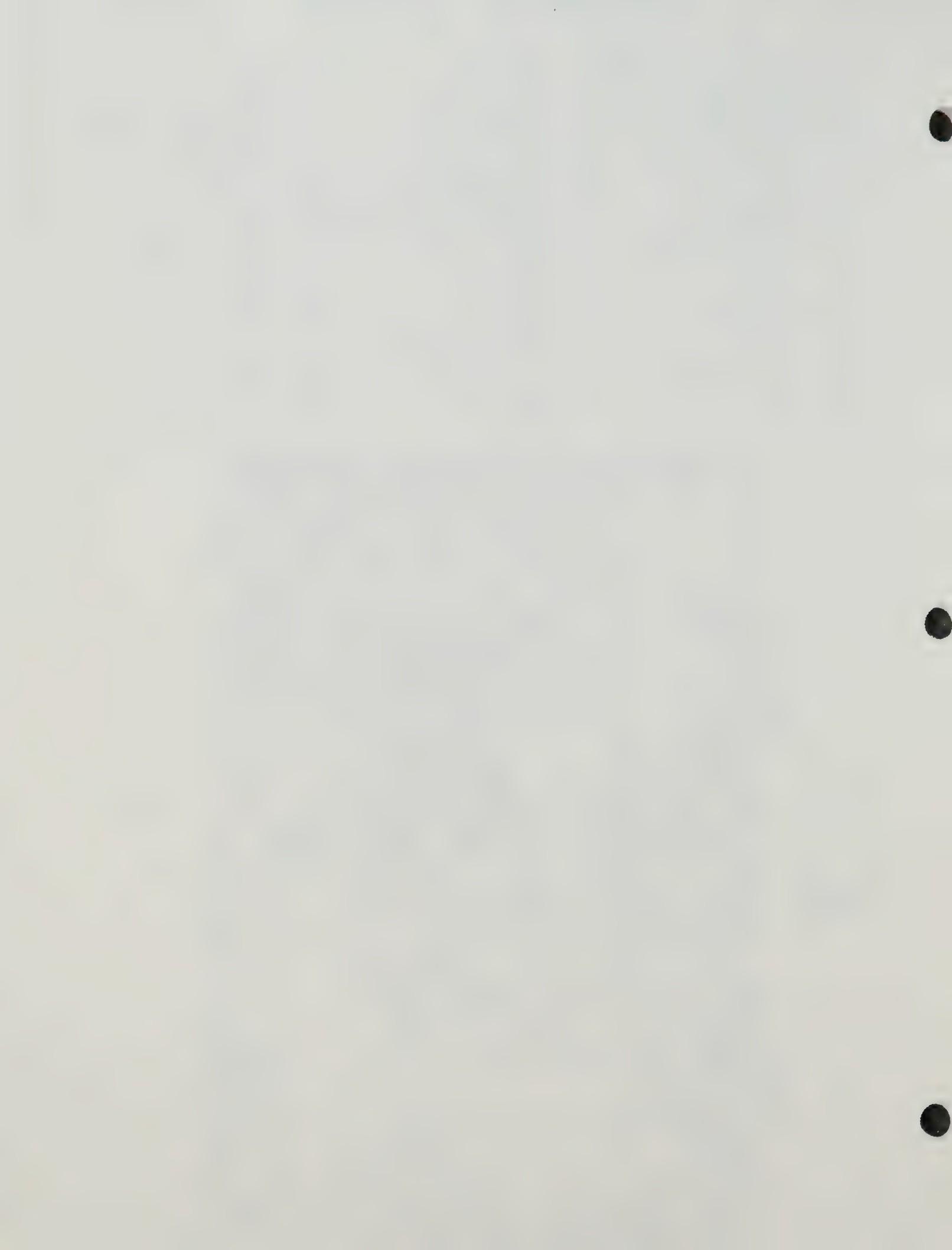
WHITEHERN GARDEN

KEY

1. Goldenrain Tree	23. Anjou Pear	45. Anthony Waterer
2. Annuals, Boxwood Hedge	24. Anjou Pear	Spirea
3. Chinese Elm	25. White Birch	46. Holly
4. Cutleaf Japanese Maple	26. Fiddlehead Fern	47. Oregon Grape
5. Silver Maple	27. Boston Ivy	48. Dwarf Spirea Alfina
6. Pin Oak	28. Koster Spruce	49. Variegated Dogwood
7. Linden	29. Mulberry-Removed 1985	50. Cotoneaster
8. Beech Tree	30. Catalpa-Removed	51. Manchurian Lilac
9. Pear Tree	31. Corkscrew Willow Rem'd	52. Juniper
10. Apricot	32. European Mountain Ash	53. Golden Mock Orange
11. Crabapple	33. Barberry Hedge rem'd 1991	54. Halward Silver
12. Tree of Heaven	34. Peony	Spirea
13. Catalpa Rem'd 1991	35. Iris	55. Clavey's Dwarf
14. Crabapple	36. Day Lily	Honeysuckle
15. Mulberry	37. Magnolia	56. Dwarf Burning Bush
16. Red Maple	38. Lilac	57. Red Ace Potentilla
17. Star Magnolia	39. Cotoneaster	58. W. Euonymous,
18. Laburnum	40. Mock Orange	Perennials and
19. Yew-Shrub Form	41. Wintercreeper Euonymous	Bleeding Hearts
20. Yew-Tree Form	42. Forsythia	60. Golden Falsecypress
21. Yew-Clipped Hedge	43. Slender Deutzia	61. Blue-Spirea
22. Quince	44. Mugo Pine	62. Solomon's Seal
		63. Yucca Filamentosa
		64. Periwinkle

HUNTER ST.





CITY OF HAMILTON
- RECOMMENDATION -

6(b)

DATE: 1993 February 11

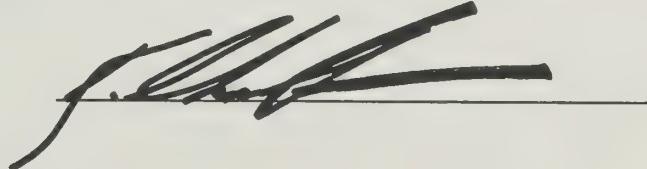
REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Secretary
Hamilton Historical Board

SUBJECT: Grounds Use Policy -
The Hamilton Museum of Steam and Technology

RECOMMENDATION:

That the Grounds Use Policy for the Hamilton Museum of Steam and Technology,
dated 1993 January 20, attached hereto, be approved.



FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

The Hamilton Historical Board directed staff to complete Ground Use Policies for all of museums.

To date Dundurn and Harvey Park and Whitehern policies have been approved by the Board, the Parks and Recreation Committee and City Council.

The grounds of the Steam Museum, a National Historic Site are available to the public as both part of their museum visit and the setting for many of its outdoor programmes and special events. They are an integral part of the history and chronology of the site and must be maintained and cared for accordingly.

At its meeting held 1993 February 9, the Hamilton Historical Board approved the above recommendation.

Attachment

GROUND USE POLICY
THE HAMILTON MUSEUM OF STEAM AND TECHNOLOGY

TABLE OF CONTENTS

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GROUND USE POLICY

1.0 Preamble

- 1.1 The Hamilton Museum of Steam and Technology is owned and operated by the City of Hamilton under the direction of the City of Hamilton, Department of Culture and Recreation.
- 1.2 The museum's operations will be under the direct supervision of the Curator. The Curator will report directly to the Manager of Heritage Services and, through the Manager, to the Hamilton Historical Board.
- 1.3 The Museum has been established primarily to preserve the 1859 Hamilton Waterworks Pumping station consisting of the engine house, the Gartshore Beam engines, the boiler house, woodshed and such other buildings or artifacts which may be added to the collection from time to time. In addition, through exhibition, the Museum will interpret to the general public the history of the waterworks, past and present, its founders and the impact on the industrial and social growth of Hamilton.
- 1.4 The Hamilton Museum of Steam and Technology is open to all members of the public, subject to the conditions outlined in this policy.

2.0 The Grounds

- 2.1 For the purposes of this policy, the grounds of the Hamilton Museum of Steam and Technology are taken to be part of Lot 30 in the Broken Front Concession part of Saltfleet Township now part of the City of Hamilton. The grounds include the area up to but not including the brick and wrought iron fence (which parallels Woodward Avenue or Burlington Street) and the chain link fence separating the museum from the Water Treatment Plant (roughly forming the remaining two sides of the rectangle).
- 2.2 The grounds include the 1859 Pumphouse, 1859 Boilerhouse, 1859 Chimney, 1860 Woodshed, 1915 Carpenter's Shed, Worthington Shed, 1913 Building, floodlights, hydrants, valve chambers and spindles and such outdoor exhibits as may from time to time be placed on the grounds.

3.0 Site Chronology

- 3.1 The Hamilton Museum of Steam and Technology contains the 1859 Hamilton Waterworks complex. The building is the only surviving mid-19th Century waterworks in North America. The two original 45 foot high 70 ton Woolf Compound Walking Beam Pumping Engines survive and are also unique in North America. The engines were built by John Gartshore and Co. of Dundas, Ontario.

- 3.2 One of Gartshore's senior staff, James McFarlane, joined the waterworks as the Chief Engineer. He stayed for 51 years, living in a house on the site.
- 3.3 In 1882, larger pumps and more powerful boilers replaced the originals. As a result, the capacity of the waterworks rose to 5.2 million gallons per day.
- 3.4 In 1887, a second pumping station (called the Osborne-Killey station) was built adjacent to the original building. This station contained two engines, designed and built in Hamilton, capable of pumping 8 million gallons per day.
- 3.6 Just before WWI, electric motors and steam turbines were installed in the new 1913 Building. The older engines remained for emergencies. By 1938, the need for backup engines had passed and two early stations were laid up.
- 3.7 In the years following the opening of the first waterworks, many alterations, additions, and expansions were made to outbuildings, watermains and valving systems. For example, the original Woodshed was partially bricked in circa 1920 and the current Carpenter's Shed sits on the foundation of an earlier structure.
- 3.8 In the 1960s, the Chief Engineer's Residence, the Assistant Engineers' Residence, most of the coal sheds and the Osborne-Killey station were demolished to make room for new water mains and service roads.
- 3.9 The buildings were opened as a museum in 1983 and were acquired by the City of Hamilton in 1988. As part of this process, several signs, lights and outdoor exhibits have been added to the grounds.

4.0 Significance

- 4.1 The Hamilton Museum of Steam and Technology includes the 1859 Waterworks (including the Pumphouse, Boilerhouse, Chimney and Woodshed). These structures (excluding the Woodshed) comprise a National Historic Site designated by the National Historic Sites and Monuments Board. It is recognized internationally as a site of extraordinary industrial heritage significance.
- 4.2 Further, the exterior of these buildings and the interior of the Pumphouse are protected by a Heritage Easement negotiated with the Ontario Heritage Foundation under the terms of the Ontario Heritage Act.
- 4.3 The 1913 Building is protected by civic designation.

- 4.4 These designations and protections substantially safeguard the buildings from unsympathetic alteration or destruction. Such restrictions to alterations (particularly under the Heritage Easement) are taken to apply to the areas immediately adjacent to the buildings since changes to the grounds will affect the heritage significance of the building itself.

5.0 Principles

- 5.1 The grounds of the waterworks are an integral part of the heritage of the site. The many modifications and expansions of the waterworks are recorded in the pipes, valves, hydrants, sheds and walkways which reside on or below the grounds. Any destruction of this material represents a destruction of heritage. Care equivalent to that applied to the buildings must be given to protecting grounds.
- 5.2 The Hamilton Museum of Steam and Technology is a public institution mandated to serving its community. Limitations on the activities of visitors must not be gratuitous or unwarranted.

6.0 General Grounds Use

- 6.1 The grounds are available to museum patrons as an essential part of the visit to the museum. They provide the setting for a variety of programmes and special events which are organized as part of the museum's operations and serve to enhance the understanding and appreciation of the museum. Some of these activities are organized in cooperation with other clubs or organizations. All programmes and events are developed in recognition of the importance of protecting the heritage of the grounds.
- 6.2 Due to the size of the grounds and the limited parking, some limits on the number of visitors is appropriate. The maximum number of visitors and staff on the site should not exceed 500 per hour.
- 6.3 The grounds are also available for passive recreational activities by non-museum patrons, such as walking or sitting, with the provision that such activities do not threaten the heritage of the site do not interfere with museum programming and do not infringe on the quiet enjoyment of the site by other visitors. Gatherings of up to 50 persons for such purposes are permitted without prior approval, provided that the activity meets all other requirements outlined in this policy.
- 6.4 All visitors to the grounds must observe the laws, regulations and requirements for the use of City parks, including all by-laws.

- 6.5 Sound amplification and lighting equipment are not permitted without prior approval given by the curator or designated alternate.
- 6.6 Operation of any motor vehicle or machine in any area outside the designated roadways or parking areas is prohibited except with prior approval given by the curator or designated alternate. Public Works vehicles operating in the normal course of routine duties are excepted.

7.0 Excavations and Digging

- 7.1 Digging without permission is forbidden through by-laws relating to City parks. As a result of the historic and archaeological significance of the waterworks site, no digging, peg or stake driving, or soil disturbance is permitted unless permission has been granted and archaeological concerns have been mitigated by curatorial staff of the Cultural Division of the Department of Culture and Recreation.

8.0 Parking

- 8.1 A limited quantity of parking is available, free of charge, at the museum. The museum maintains the right to limit the number of cars on the grounds at any one time and to direct visitors to appropriate parking areas.

9.0 Filming and Photography

- 9.1 Still photography or filming for non-commercial purposes is permitted provided that it does not infringe on the enjoyment of the site by other visitors.
- 9.2 Wedding photography requires the procurement of a permit. An application for a permit must be submitted to the Department of Culture and Recreation 30 Days in advance, in order for a permit to be issued. The following regulations, in addition to those mentioned above, are applicable to wedding photography:

9.2.1 Wedding groups are not permitted to congregate on pathways, entrances, stairways or exits or to impede the movements of other visitors;

9.2.2 The use of confetti, rice or similar material is prohibited.

9.2.3 Set-up is limited to camera and tripod. Chairs, tables, extension cords and other equipment or props are not allowed.

9.3 Commercial filming and photography are not permitted except for purposes of documentation or promotion of museum programming with prior approval by and under the supervision of the curator or designated alternate.

10.0 Attendance

- 10.1 Gatherings of more than 50 persons (exclusive of programmes by or in partnership with the museum) require prior approval. No event which would overburden site facilities (parking, picnic areas, washrooms etc.) will be considered.
- 10.2 Maximum allowable peak attendance for any event, conducted during the public hours of the museum but not in conjunction with or as part of a museum programme, will be 100 persons per hour.
- 10.3 Maximum allowable attendance for programmes conducted in conjunction with or as part of a museum programme, will be 500 visitors per hour (including visitors, staff and volunteers).
- 10.4 Maximum allowable peak attendance for events conducted neither during public hours nor in conjunction with or as part of a programme of the museum will be 500 visitors. All set up and clean up for such an event must take place between the closing and opening hours of the museum previous and subsequent to the event.

11.0 Approvals

- 11.1 Approval for gatherings of more than 50 persons (exclusive of programmes by or in partnership with the museum) should be applied for in writing by September 1st of the previous year.
- 11.2 Application must be made to the curator of the Hamilton Museum of Steam and Technology. The application will be forwarded with a recommendation to the Hamilton Historical Board for approval.
- 11.3 Written report on the decision of the Board will be supplied to the applicant by the Curator.
- 11.4 Approval for events, programmes or use of the site will be on a first come first served basis.
- 11.5 Approval will not be granted for any event, programme or use of the site which, in combination with any other event, programme or use of the site, will exceed the maximum allowable attendance.
- 11.6 Approvals for gatherings of less than 50 persons, while not requiring approval through the Hamilton Historical Board, may require approval under the provisions of Sections 6 and 9 above.

CITY OF HAMILTON

- RECOMMENDATION -

7.

DATE: 1993 February 11

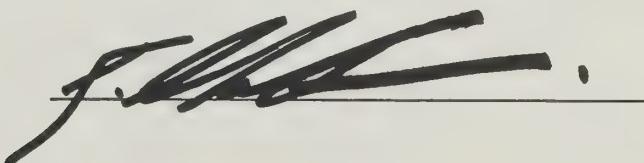
REPORT TO: Chairperson and Members
Parks and Recreation Committee

FROM: Kevin C. Christenson, Secretary
Parks and Recreation Committee

SUBJECT:
Information Reports

RECOMMENDATION:

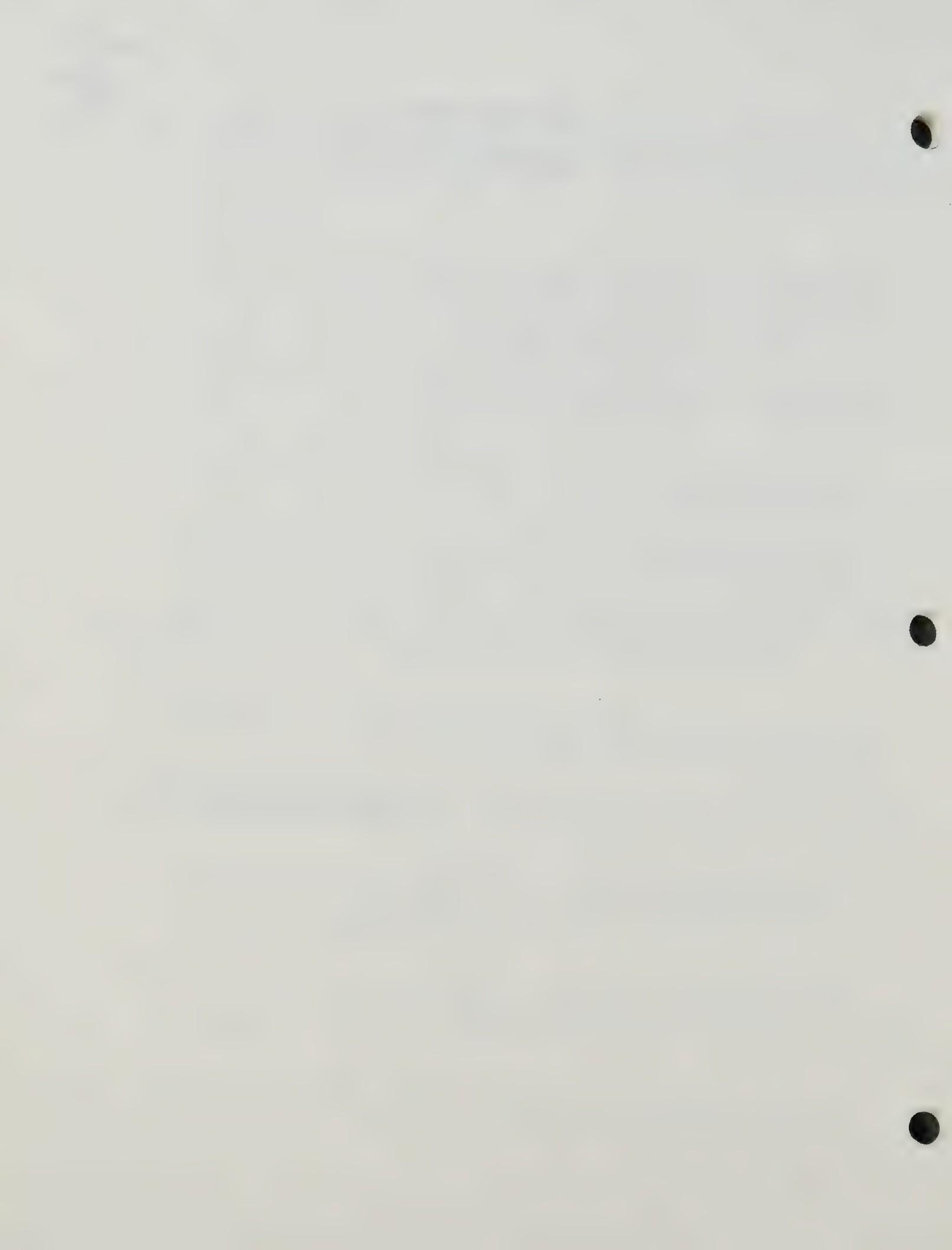
That the attached list of Information Reports that were previously distributed to the Parks and Recreation Committee, be received.

A handwritten signature consisting of several thick, dark, slanted strokes, appearing to read "J.C. CHRISTENSON".

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

Attachment



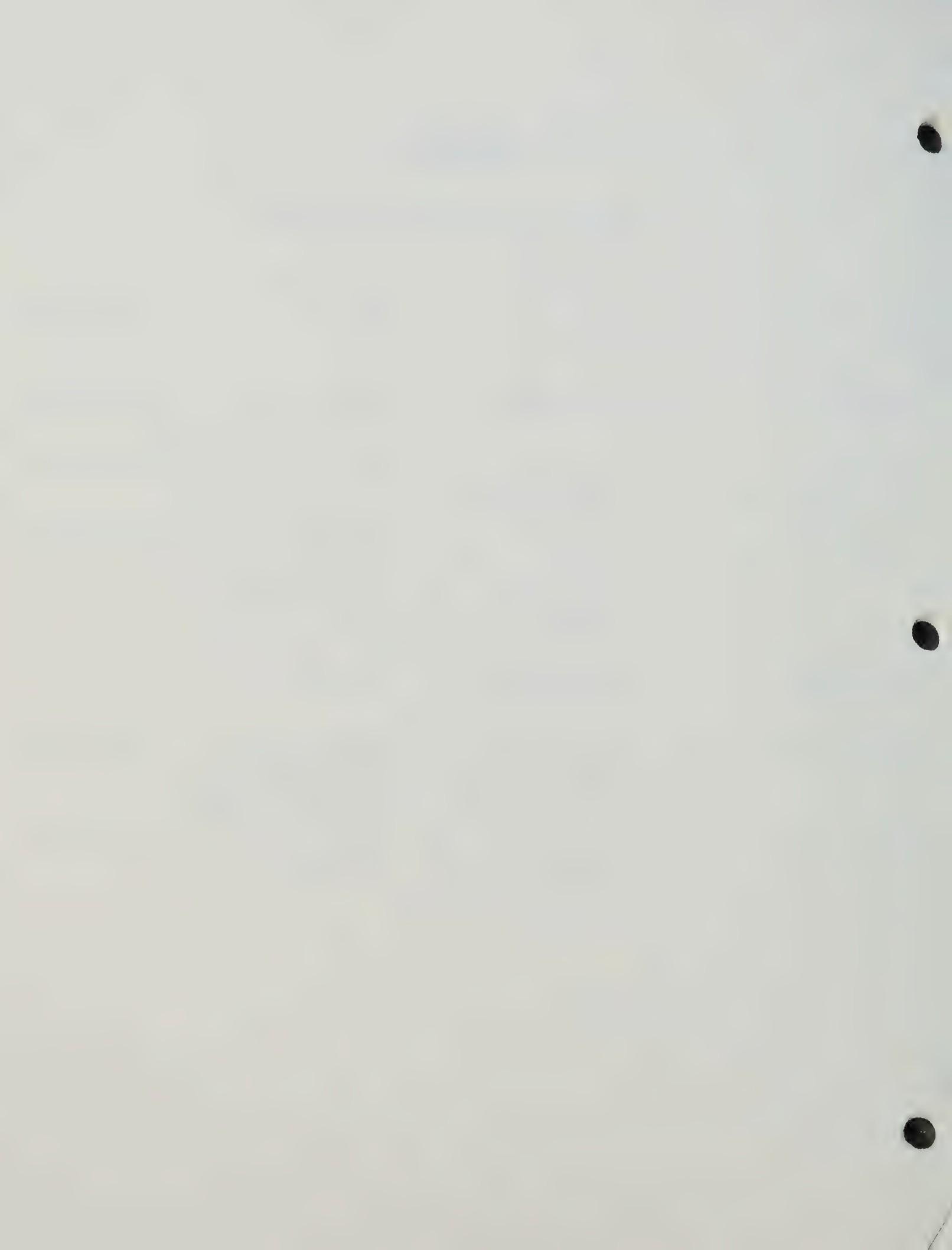
INFORMATION REPORTS

PARKS AND RECREATION COMMITTEE

Date	From	Subject	Date Distributed
1993 January 21	Mr. Bruce Aikman	Minor Hockey Insurance Coverage	1993 January 28
1993 January 27	Mr. Doug Lobo Director of Public Works	Trailblazer Signs	1993 January 28
1993 January 27	Mr. Joe Schatz City Clerk	Administration of Civic Awards Programme - Transfer to Culture Recreation Department	1993 January 29
	Mr. Bob Sugden Director of Culture and Recreation		
1993 January 28	Mr. Doug Lobo Director of Public Works	Ontario Parks	1993 February 1
1993 February 4	Mr. Bob Sugden Director of Culture and Recreation	Department of Culture and Recreation The Russia Accord Principles - Methodology - Background	1993 February 9
1993 February 4	Mr. Bob Sugden Director of Culture and Recreation	Winterfest Information 1993 February 11 - 14	1993 February 9

Kevin C. Christenson, Secretary

1993 February 11



URBAN/MUNICIPAL

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1993

J.S. SCHWARTZ
CITY CLERK



THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

NOTICE OF MEETING

PARKS AND RECREATION COMMITTEE

Tuesday, 1993 March 2
9:30 o'clock a.m.
Room 233, City Hall

URBAN MUNICI
MAR . 1993
GOVERNMENT DOCUMENT

The Urban Municipal Collection
2nd Floor
Hamilton Public Library


Kevin C. Christenson, Secretary
Parks and Recreation Committee

AGENDA

1. ADOPTION OF THE MINUTES

Minutes of the meeting held 1993 February 16

2. DIRECTOR OF PROPERTY/ DIRECTOR OF LOCAL PLANNING/DIRECTOR OF PUBLIC WORKS

Amendment to Encroachment Policy to Protect Park, Woodlot,
Ravine, Open Space, Hazard or other Environmentally Sensitive Areas

3. DIRECTOR OF PROPERTY

(a) Landscaping Agreements

Rear Lands - 80 Albion Falls Boulevard - Carmine and Elodia Pangia
and Nicholas and Connie Catalano
- 84 Albion Falls Boulevard - Peter and Barbara Lucek
- 88 Albion Falls Boulevard - Nick and Mary Tomjenovic

(b) i. Purchase of Easement by the Region for the Installation of Sewers through Billy Sherring Park

ii. Authority to Enter City Lands prior to the Date of Closing

(c) Crown Point East Park, Transfer of Funds

(d) Lease - Hamilton Bay Sailing Club, Pier-4 Park



4. **DIRECTOR OF CULTURE AND RECREATION**

- (a) Hamilton Lifeguard Team
- (b) The Corporate Challenge
- (c) International Children's Olympics

5. **DIRECTOR OF PUBLIC WORKS**

- (a) Park Development and Redevelopment Programme
- (b) Turner Park Development
- (c) Pier Structure at Pier-4 Park

6. **MANAGER OF PURCHASING**

Supply and Delivery of 75 Park Benches, Harbourfront Park

7. **SECRETARY, PARKS AND RECREATION COMMITTEE**

Information Reports

8. **NEW BUSINESS**

9. **ADJOURNMENT**



OUTSTANDING ITEMS - PARKS AND RECREATION COMMITTEE

	<u>Item</u>	<u>Original Date</u>	<u>Action</u>	<u>Status</u>
1.	Indoor Bocci Courts	1991 Sept. 17	Director of Culture and Recreation and Manager of Parks	Prepare Report
2.	Buttermilk Falls Parking Lot Alterations	1992 Sept. 22	Director of Public Works	Report Back
3.	Process to Reduce Illegal Dumping in Parks and and Open Space	1992 Sept. 22	Director of Public Works	Report Back
4.	Cemetery Operating Hours	1992 October 6	Director of Public Works	Report Back
5.	Location of Dr. Victor Cecilioni Memorial	1992 December 1	Ald. T. Cooke	Report Back
6.	Non-Residents User Fees Ivor Wynne Stadium	1993 January 5	Director of Culture and Recreation	Report Back
7.	Twin Pad Arena - Bocci Court Sub-Committee	1993 January 19	Director of Property	Report Back 1993 March 15
8.	West Harbourfront Development Steering Committee	1993 January 19	Director of Public Works	Prepare Terms of Reference

Kevin C. Christenson, Secretary
1993 February 25



Tuesday, 1993 February 16
9:30 o'clock a.m.
Room 233, City Hall

The Parks and Recreation Committee met.

Present: Alderman T. Jackson, Chairperson
Alderman G. Cops, Vice-Chairperson
Mayor R. M. Morrow
Alderman T. Cooke
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman D. Agostino
Alderman T. Anderson
Alderman D. Ross

Also present: Alderman H. Merling
Alderman B. Charters
Alderman F. Eisenberger
Alderman F. D'Amico
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. R. Sugden, Director of Culture and Recreation
Ms. C. Secore, Department of Culture and Recreation
Ms. M. Havelka, Department of Culture and Recreation
Mr. B. Nesbitt, Department of Culture and Recreation
Mr. B. Chrystian, Department of Public Works
Mr. D. Cowan, Department of Public Works
Mr. D. Farquhar, Department of Public Works
Mr. P. Barkwell, Law Department
Mr. D. Vyce, Director of Property
Mr. K. Nutley, Property Maintenance Division
Mr. P. Hooker, Law Department
Ms. I. McKee, Mum Show Committee
Mr. J. Michaluk, Hamilton Tiger Cat Football Club
Ms. M. Hume
Ms. E. Piggott, Winter Garden Show Committee
Ms. P. Fischer, Winter Garden Show Committee
Mr. G. Dickout, Hamilton Tiger Cat Football Club
Mr. V. Hryhorchuk, Y.M.C.A. of Hamilton
Mr. S. Perasader, Hamilton Tiger Cat Football Club
Mr. J. Sykes, Y.M.C.A. of Hamilton
Mr. D. Beattie, Y.M.C.A. of Hamilton
Mr. F. Galloway, Y.M.C.A. of Hamilton
Mr. J. Mokrycke, L.A.C.A.C.
Mr. P. Byron
Mr. K. C. Christenson, Secretary

1. **DELEGATIONS**

(a) Name the "Mum" Mascot-Winner, Prize Presentation

The Vice-Chairperson, Ms. I. McKee of the Mum Show Committee and Mr. John Michaluk of the Hamilton Tiger Cat Football Club presented 2 seasons tickets for the 1993 Schedule of Tiger Cat Home Games to Ms. Margaret Hume for her winning entry of "Chrissy Mum" in the Name the "Mum" Mascot Contest.

(b) Winter Garden Show Committee Cheque Presentation to Dundurn Castle

Ms. P. Fischer and Ms. E. Pigott appeared before the Committee and presented the Vice-Chairperson with cheques in the amount of \$2,500. and \$12,480. on behalf of the Winter Garden Show Committee to be used for landscaping at Dundurn Castle.

(c) Tiger Cat Game Day Partnership

The Committee was in receipt of a report dated 1993 February 3 from the Director of Culture and Recreation respecting Tiger Cat Game Day Partnership. Mr. J. Michaluk of the Hamilton Tiger Cat Football Club appeared before the Committee and explained the Tiger Cat Game Day Partnership proposal.

Subsequently, the Committee approved the following recommendation:

That the East Wing Press Box at Ivor Wynne Stadium be provided for use at each Tiger Cat home game to host game day sponsors and/or promotional partners as a joint undertaking of the City of Hamilton and the Tiger Cat Football Club.

(d) Ivor Wynne Stadium - Improvements

Mr. J. Michaluk, Mr. G. Dickout and Mr. S. Perasader appeared before the Committee to present proposed improvements to Ivor Wynne Stadium.

Mr. Dickout distributed plans showing proposed alterations to Ivor Wynne Stadium and stated that the proposed alterations include the following:

- Private Boxes
- Renovations for the City of Hamilton Box for game day sponsors
- Renovations for the Black and Gold Room
- Expansion of the north-east corner of stadium for possible Black and Gold Room plus team executive offices
- Installation of power ads into existing back-lit frames to improve ad value and increase revenue base

He stated that he realized with financial constraints that this proposal was not feasible for 1993 but was being presented for consideration in the future.

Following considerable discussion, the Committee approved the following recommendation:

The Ivor Wynne Stadium proposed improvements presented by Mr. G. Dickout and Mr. J. Michaluk be taken under advisement and referred to the Stadium Sub-Committee for consideration.

(e) Y.M.C.A. of Hamilton/Burlington Facility Development - Hamilton Mountain

The Committee was in receipt of correspondence dated 1993 February 11 from the City Clerk respecting the Y.M.C.A. of Hamilton/Burlington Facility Development which had been referred back to the Parks and Recreation Committee from City Council at its meeting of 1993 February 9. Mr. Sykes, Mr. V. Hryhorchuk, Mr. D. Beattie and Mr. F. Galloway appeared before the Committee to present the Y.M.C.A. of Hamilton/Burlington's proposed development of Y.M.C.A. facilities in the Mountain community.

Alderman Agostino expressed concern over the possibility of this project "bumping" another project from the approved Capital Budget.

Following considerable discussion, the Committee approved the following recommendation:

- (a) That the City of Hamilton supports the Y.M.C.A.'s proposed development of facilities in the Mountain community; and
- (b) That the Chief Administrative Officer be directed to co-ordinate meetings of the appropriate staff to meet with the Y.M.C.A. representatives to discuss the City's involvement in participating in the Y.M.C.A. project; and
- (c) That the Chief Administrative Officer report back to the appropriate standing committees on the City's proposed involvement in this project.

*Alderman D. Agostino opposed.

(f) Warden Park Senior Citizens Club Senior Centre for Riverdale

Alderman Agostino requested that this item be tabled indefinitely.

(g) Recreational House League Hockey Minor Hockey Carding

The Committee was in receipt of correspondence dated 1993 January 18 from Mr. Paul Byron respecting Recreational House League Hockey Minor - Hockey Carding.

Mr. Byron appeared before the Committee and referred to the contents of his letter in his presentation.

Mr. Sugden informed the Committee that as a result of meetings last year, all organizations knew the consequences of not carding in 1993. He added that the complications facing the carded teams when playing non carded teams stem from the liability insurance issue.

Mr. Barkwell informed the Committee that the non-carded teams carry a policy of \$2 million dollars while the carded teams in theory have \$10 million coverage. He stated that this City was attempting to get clarification from the O.M.H.A. on the details of this insurance coverage.

Following considerable discussion, the Committee approved the following recommendation:

- (a) That the report presented by Mr. Paul Byron and the report presented by Mr. Bob Sugden respecting Minor Hockey Carding status, be received.
- (b) That 2 representatives from the Hamilton Hockey Council, 2 representatives from Travel Hockey, 2 representatives from Recreation League Hockey, Aldermen and members of the Parks and Recreation Committee meet to discuss the issue of carding.

Subsequently, the Committee directed that the Treasurer prepare a report on the issue of sporting insurance.

2. DIRECTOR OF CULTURE AND RECREATION**Concession Agreement at King's Forest Club House**

The Committee agreed to move in camera due to the contractual nature of the issue.

Following the in camera session, the Committee moved out of camera and approved the following recommendation:

That the City of Hamilton exercise its option No. 2, and renew the Agreement with Geraldo's Catering Inc., Food and Drink Concession - King's Forest Golf Course, for a term ending 1994 February 28 with the following provisos:

- (a) That the payment schedule revert to monthly payments as per the original tender documents and reflected in the current process; and
- (b) That the renewal take effect when proof of insurance, satisfactory to the City Solicitor has been submitted, with the City as additional named insured, including a cross liability clause, in the amount of \$3,000,000. general liability and further \$5,000,000. Liquor Licence Act liability endorsement; and
- (c) That the Director of Culture and Recreation be directed to fully enforce the terms of this Agreement.

3. ADOPTION OF THE MINUTES

The minutes of the meeting held 1993 February 2 were adopted as circulated.

**4. DIRECTOR OF PROPERTY/
DIRECTOR OF LOCAL PLANNING/DIRECTOR OF PUBLIC WORKS****Amendment to Encroachment Policy to Protect Park, Woodlot, Ravine, Open Space, Hazard or other Environmentally Sensitive Areas**

The Committee agreed to table this item to the next meeting of the Parks and Recreation Committee.

*Alderman Copps recorded opposed.

5. DIRECTOR OF CULTURE AND RECREATION**(a) Bikeways Phase 3**

The Committee was in receipt of a report dated 1993 February 8 from the Director of Culture and Recreation respecting Bikeways Phase 3.

The Committee approved the following recommendation:

- (a) That approval be granted to the Director of Culture and Recreation to proceed with the BikePath Plan Phase 3 in conjunction with the approved Regional Bicycle Network Study.
- (b) That the Recreational City Routes be undertaken in the following prioritized order as permitted within available capital funds:
 - i. Lawrence Road connection to the Escarpment Trail near Ottawa Street. Route will then link the eastern part of the lower City with the east Upper Mountain Area.
 - ii. Scenic Drive to Hillcrest Avenue along the abandoned Radial Line. This route would link the west Upper Mountain and provide the loop route around the escarpment with Downtown and Dundurn Park.

iii. Harbourfront from Dundurn Park to Ferguson Avenue joining the Regional Plan at the south end. (Includes West Harbourfront and Pier-4 Park).

iv. Princess Point/Cootes/McMaster University.

(b) **Finlandia Clean Water Challenge - Canoe Race**

The Committee was in receipt of a report dated 1993 February 10 from the Director of Culture and Recreation respecting Finlandia Clean Water Challenge - Canoe Race, Pier-4 Park, 1993 July 8 to July 9 and 1993 July 13 to July 14.

Mr. Sugden informed the Committee that the applicant did not require the use of Hamilton Harbour Front Park but only Pier-4 Park.

Subsequently, the Committee approved the following amended recommendation:

That permission be granted to Corbin & Company to use Pier-4 Park for the Finlandia Clean Water Challenge - Canoe Race to be staged 1993 July 8 to July 9 and 1993 July 13 to July 14 subject to the following conditions:

- (a) That proof of the following insurance be provided and submitted thirty (30) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause:
 - i. Comprehensive General Liability in the amount of \$3 million per occurrence, including various hazards, satisfactory to the City.
 - ii. Owned and Non-owned Watercraft Liability to a minimum of \$3 million per occurrence.
 - iii. Evidence of Owned automobile coverage (OPF 1), minimum of \$3 million per occurrence.
- (b) That the applicant assume responsibility for all related charges associated with the event (set-up, dismantling, clean-up, etc.).
- (c) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- (d) That permission be granted to allow camping for participants in the Race on-site at Pier-4 Park from 1993 July 8 to July 9 and 1993 July 13 to July 14.
- (e) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission.
- (f) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
- (g) That event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events.

(c) Hamilton International Hydroplane Regatta Hamilton Harbour Front Park and Pier-4 Park 1993 August 21 to August 22

The Committee was in receipt of a report dated 1993 February 10 from the Director of Culture and Recreation respecting Hamilton International Hydroplane Regatta Hamilton Harbourfront Park and Pier-4 Park 1993 August 21 to August 22.

The Committee approved the following recommendation:

That permission be granted to Hart Productions to use the Hamilton Harbour Front Park and Pier-4 Park for the Hamilton International Hydroplane Regatta to be staged 1993 August 21 to August 22, subject to the following conditions:

- (a) That proof of the following insurance be provided and submitted thirty (30) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause:
 - i. Comprehensive General Liability in the amount of \$3 million per occurrence, including various hazards, satisfactory to the City.
 - ii. Owned and Non-owned Watercraft Liability to a minimum of \$3 million per occurrence.
 - iii. Evidence of Owned automobile coverage (OPF 1), minimum of \$3 million per occurrence.
- (b) That alcoholic beverages be served only in the confined area of the beer tent (beer only).
- (c) That the applicant adhere to all regulations stipulated by the Liquor Licence Board of Ontario in the provision of alcoholic beverages.
- (d) That the applicant assume responsibility for all related charges associated with the event (set-up, dismantling, clean-up, etc.).
- (e) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
- (f) That permission to allow admission price of \$8. per/person, per/day with a special family package be charged at the gate of the spectator seating area.
- (g) That permission to enter into a revenue sharing agreement with a local service club for the on-site admission.
- (h) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission.
- (i) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
- (j) That event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events.

*Alderman Copps opposed.

**Alderman Jackson opposed to Sub-section (b)

6. DIRECTOR OF PUBLIC WORKS

- (a) **Canadian Job Strategies,
U.I. Section 25 for Park and Open Space Master Plan**

The Committee was in receipt of a report dated 1993 February 8 from the Director of Public Works respecting Canadian Job Strategies

The Committee discussed the merits of using laid-off City staff for the positions in this program.

Subsequently, the Committee approved the following recommendation:

- (a) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies, U.I. Section 25 Program for funds totalling \$46,712. to sponsor three temporary full-time staff to assist the Parks Division, with collection of background data and inventory work necessary to complete the City of Hamilton Park and Open Space Master Plan.
- (b) That the Mayor and the City Clerk be authorized to sign the Federal/Multicultural Agreement for the purpose of implementing the Canadian Job Strategies, U.I. Section 25 Program.
- (c) That the Treasurer be authorized to undertake the financial administration of the Canadian Job Strategies, U.I. Section 25 Program.
- (d) That every effort be made to utilize eligible City of Hamilton employees to fill these positions.
- (b) **Canadian Job Strategies,
U.I. Section 25 for T. B. McQuesten Multicultural Gardens**

The Committee was in receipt of a report dated 1993 February 5 from the Director of Public Works respecting Canadian Job Strategies, U.I. Section 25 for T. B. McQuesten Multicultural Gardens.

The Committee approved the following recommendation:

- (a) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies, U.I. Section 25 Program for funds totalling \$49,212. to sponsor three temporary full-time staff to assist the Parks Division, T. B. McQuesten Gardens Steering Committee and participating cultural groups with the fundraising and promotional activities for the T. B. McQuesten Multicultural Gardens Project.
- (b) That the Mayor and the City Clerk be authorized to sign the Federal/Multicultural Agreement for the purpose of implementing the Canadian Job Strategies, U.I. Section 25 Program.
- (c) That the Treasurer be authorized to undertake the financial administration of the Canadian Job Strategies, U.I. Section 25 Program.
- (d) That every effort be made to utilize eligible City of Hamilton employees to fill these positions.

(c) **Artificial Fish Habitat Structures, Hamilton Harbour**

The Committee was in receipt of a report dated 1993 February 9 from the Director of Public Works and Manager of Purchasing respecting Artificial Fish Habitat Structures, Hamilton Harbour.

The Committee approved the following recommendation:

- (a) That a purchase order be issued to Blue-Con Inc. in the amount of \$70,000. including all taxes and a contingency allowance to assemble and place artificial fish habitat structures in Hamilton Harbour, west of Harbourfront Park, on portions of the waterlot owned by the City of Hamilton.
- (b) That the amount of \$70,000. be funded from Account No. CF5200 419254002 Pier-4/Harbourfront Habitat Restoration, utilizing the \$90,000. grant monies received from the Federal Department of Fisheries and Oceans under the Fish and Wildlife Restoration Project program.

7. **SECRETARY, HAMILTON HISTORICAL BOARD**

(a) **Whitehern - Terms of Reference**

The Committee was in receipt of a report dated 1993 February 11 from the Secretary, Hamilton Historical Board respecting Whitehern - Terms of Reference.

The Committee approved the following recommendation:

That the Terms of Reference for archaeological consulting at Whitehern as outlined in Appendix "A", attached hereto, be approved.

(b) **Grounds Use Policy - The Hamilton Museum of Steam and Technology**

The Committee was in receipt of a report dated 1993 February 11 from the Secretary, Hamilton Historical Board respecting the Grounds Use Policy - The Hamilton Museum of Steam and Technology.

That the Grounds Use Policy for the Hamilton Museum of Steam and Technology, dated 1993 January 20, as outlined in Appendix "B", attached hereto, be approved.

8. SECRETARY, PARKS AND RECREATION COMMITTEE

The Committee was in receipt of a report dated 1993 February 11 from the Secretary, Parks and Recreation Committee respecting information reports.

The Committee approved the following recommendation:

That the attached list of information reports that were previously distributed, be received.

Date	From	Subject	Date Distributed
1993 February 17	Bob Sugden Director of Culture and Recreation	Non-Residents Policy for Facility Rentals	1993 February 17
1993 February 17	Susan K. Reeder, Secretary Arts Advisory Sub-Committee	Minutes of the Arts Advisory Sub-Committee	1993 February 18
1993 February 17	Bob Sugden Director of Culture and Recreation	Recreation Facility Closures Easter Weekend April 9, 10, 11 and 12, 1993	1993 February 24
1993 February 18	Bob Sugden Director of Culture and Recreation	Parks and Recreation Magazine	1993 February 24
1993 February 18	Bob Sugden Director of Culture and Recreation	Easter Seals Recognition Award	1993 February 24
1993 February 19	Doug Lobo Public Works	Friends of Dundurn Aviary Newsletter	1993 February 24

9. OTHER BUSINESS

The Chairperson informed the Committee that the redevelopment of Sam Lawrence Park had appeared on the cover and as an article in the Civic Public Works magazine, a nationally distributed publication.

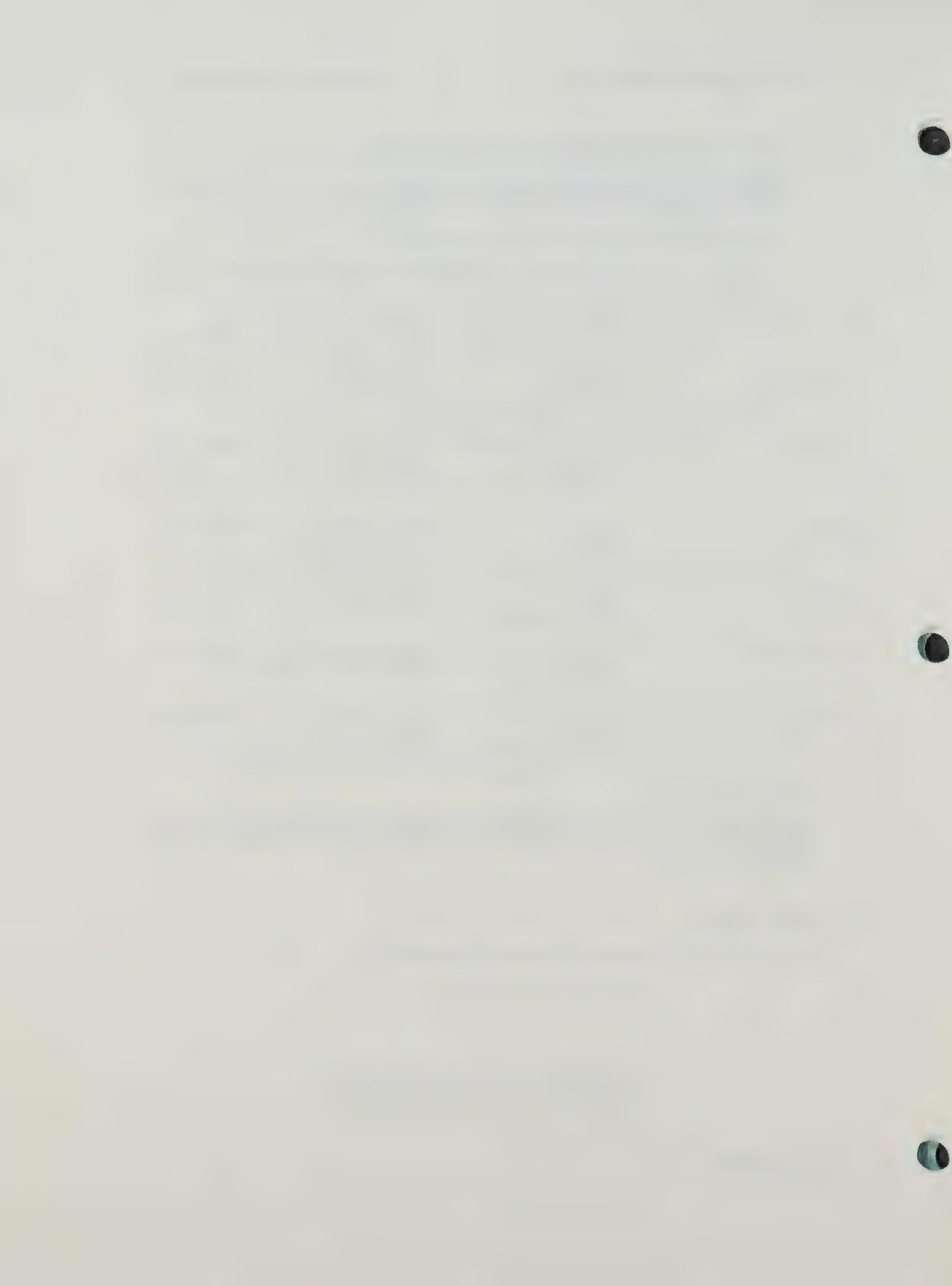
10. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE**

**K. C. Christenson
Secretary**



2.

CITY OF HAMILTON
- RECOMMENDATION -

RE

JAN 28 1993

DATE: 1993 January 27

CITY CLERKS

REPORT TO: Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: D. W. Vyce
Director of Property

V.J. Abraham, M.C.I.P.,
Director of Local Planning

D. Lobo
Director of Public Works

SUBJECT: Amendment to Encroachment Policy to Protect
Park, Woodlot, Ravine, Open Space, Hazard or
other Environmentally Sensitive Lands

RECOMMENDATION:

That the existing encroachment policy adopted by City Council on April 29, 1975 be amended by the addition of the following subsection to apply to park, woodlot, ravine, open space, hazard and other environmentally sensitive lands:

- a) That the Director of Property be authorized and directed to actively pursue and eliminate encroachments on park, ravine, open space and other environmentally sensitive/hazard lands by whatever means necessary.
- b) That the City's existing leases to adjacent property owners of municipal park, woodlot, ravine, open space and other environmentally sensitive/hazard lands be terminated upon sale of the adjacent owner's property.
- c) That no new leases be approved to legitimize encroachments onto park, woodlot, ravine, open space and other environmentally sensitive/hazard lands, except:
 - i) Previous City commitments negotiated in 1992,
 - ii) To prevent City lands from being lost by adverse possession,
 - iii) Unless expressly approved by the Parks and Recreation Committee and Council.

Such leases approved as exceptions to this policy shall be subject to the City's conditions of approval including:

- i) registration of the lease on title;
- ii) recovery of the City's expenses, (costs of survey, documentation and registration) from the benefitting adjacent owner.

D. W. Vyce
Director of Property V. Abraham
Director of Local Planning D. Lobo
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Adoption of this policy will prevent the loss of municipal lands by adverse possession. It also provides for the recovery of costs for those leases approved as an exception by City Council. The policy can be administered by existing staff within existing budgets.

BACKGROUND:

A more aggressive approach to protect and preserve park and natural areas on behalf of all citizens reflects a growing public sentiment that these municipal lands are a public trust for future generations. This sentiment is a natural outgrowth of public participation and the green movement and the recommendations set out in this report are intended to take a proactive approach to managing the City's public land assets and open the City's park and natural areas to the wider community.

At the Parks and Recreation Committee meeting held July 21, 1992 a report recommending amendments to the encroachment policy was tabled and staff were directed to; a) investigate the feasibility of title registration of leases and, b) identify the properties affected by the new policy.

Title Registration of Leases

There is no legal impediment to having a lease registered on title at the Land Registry Office. It is the preferred option to maintain the City's clear ownership and protection from adverse possession claims. A lease can resolve property line ambiguities caused by landscaping, fences or contrary ownership representations by abutting land owners.

The primary deterrent to title registration of open space leases has always been one of cost and timely scheduling since the rents are typically nominal but the administration, preparation and registration costs are high. The proposed recommendation to have the beneficiaries of the lease absorb the costs associated with preparation and registration is consistent with the user pay philosophy and is budget neutral. Reimbursement of actual lease registration costs will also allow the option of retaining outside assistance if necessary to ensure timely completion. The costs associated with renewing existing leases in good standing will be modest, in the order of \$125, as in most instances the documentation and survey work has already been satisfactorily completed.

The cost of a new lease, if permitted as an exception under the proposed policy recommendations, could be significant since the survey, documentation and registration costs are estimated to be about \$950. Past experience shows that many of the lease requests involve a dozen or more abutting owners so the actual per owner cost could be significantly reduced by group participation. While acknowledging these costs may seem high, it should be recognized that the City is now incurring these same expenses without any prospects of financial recovery because the market rent recoveries are so minimal. The proposed user pay policy requiring benefiting owners to absorb the City's lease registration costs is revenue neutral and more equitable than levies from the general tax base. Requiring full cost recovery could also prove to be a useful deterrent to casual or frivolous lease applications as well as helping to speed the transition to full implementation of the proposed no leasing policy.

Properties Impacted

a) Leases

In the interval since this report was first brought forward to the Parks and Recreation Committee in July 1992, a concentrated effort has been made to identify the number, size and nature of leases and encroachments onto the City park and open space lands.

The Property Department has record of 229 open space leases with abutting residential home owners. While there are open space leases in every ward, the majority of the leases are concentrated in the Red Hill Creek watershed lands of Ward 5 (Bow Valley/Montmorency/Quigley/Vevers) and Ward 6 (Mount Albion Boulevard); and, the Chateau Court/San Francisco Drive area of Ward 8. With very few exceptions these leases strictly limit the use of the land for "landscaping and horticultural purposes only" and prohibit the cutting of trees and the construction of buildings structures or fences without the City's written approval. The few exceptions allowing fencing or continued use of sheds, retaining walls and yard improvements were granted as a concession to legitimize existing encroachments by lease to prevent the City from losing land by adverse possession.

b) Unauthorized Encroachments

This past summer time was spent searching out unauthorized encroachments onto City lands. This was more difficult and less productive than anticipated due to the absence of survey plans to confirm suspected encroachments. The most blatant of the encroachment violations were easily found, but others involving a number of adjacent owners with a uniform and more modest encroachment were much more demanding. We have located several areas where we believe unauthorized encroachments exist but we are unable to provide accurate numbers until survey confirmation is obtained. While the Red Hill watershed is a primary source, unauthorized encroachments are more widely disbursed throughout the City. As a crude approximation, we anticipate there will be in the order of 50-60 significant encroachments and perhaps triple that number of minor ones.

Having just completed the exercise without benefit of survey on a small portion of the City's open space holdings, we believe preliminary survey sketches or site markings are a necessity for effective land management. This service can be provided by the Regional Surveyor within the existing budget if the program is phased and supervision can be scheduled on inclement weather days.

Encroachments: Open Space and Environmentally Sensitive Lands

The protection of woodlot, ravine, open space and other environmentally sensitive/hazard land is a formal policy set out in both the City and Regional Official Plans. The proposed recommendation to phase out and eventually eliminate leases is consistent with those Official Plan goals and is prompted by the growing movement to environmental awareness which is coming to view natural areas as a public trust. This perspective has recently been documented in the Kanter report, Options for a Greater Toronto Area Greenlands Strategy commissioned in 1990 by (then) Premier Peterson.

A large portion of the City land that suffers from deliberate encroachment is the flat tableland located at the top of ravines that lies within the "Fill and Construction Regulation" designated area administered by the Hamilton Region Conservation Authority under Ontario Regulation 617/86. This is most often flat tableland at the top of banks and ravines. While this land appears to be "normal" for residential use, it has been incorporated into the subdivision design to ensure adequate setback from the top of bank to provide soil stability and the protection of the natural vegetation on the slope.

This land has been particularly susceptible to encroachment as it is usually hidden from public view. Our primary interest is not the inadvertent 1 or 2 feet arising from the ambiguity of the property line but the more flagrant violations that involve the construction of major permanent improvements such as storage sheds, change houses, concrete patios, and swimming pools. We are also concerned because some of these unauthorized encroachments involve the removal of existing fences, clearing of timber, grade changes requiring backfill and retaining walls potentially resulting in soil erosion and slope instability. As owner of the lands the City could incur liability even though it is not a party to these works nor given any approval. In addition, these encroachments must be detected within the statutory time limits or City lands can be lost to the encroacher by adverse possession.

To protect City lands from damage, minimize legal liability, and maintain ownership of City lands the Staff Parks Committee strongly believes that an active role must be taken to search out all illegal encroachments and take immediate action to have them removed. Failing to do so emasculates the serious intent of all warnings to vacate and suggests to others that continued encroachment is condoned. London, Mississauga, North York, and St. Catharines have current policies that require immediate removal of encroachments onto parklands and natural areas. London dispatches a City works crew to ensure removal and invoices the cost to uncooperative owners.

Leases: Ravine, Environmentally Sensitive or Hazard Lands

The past policy of legitimizing encroachments by Lease Agreements can actually encourage deliberate encroachment. Leases are rarely denied to an encroaching landowner, and, since lease rents are nominal, there is no risk or penalty to a landowner for being caught encroaching onto City land. Leases are uneconomic as the nominal revenues do not cover the costs of site inspection, document preparation, title registration, insurance liability or annual administration costs.

Leasing makes access more difficult and increases maintenance costs and expectations by the checkerboarding of leased and non-leased lands. Leasing can also lead to abuse by building structures, clearing timber, and backfilling in the same manner as unauthorized encroachments: notwithstanding express lease covenants prohibiting same. Even the most blatant lease violations are difficult to terminate, as in the Centurami situation on Montmorency Drive.

Referring to that latter situation the Hamilton Region Conservation Authority's Director of Planning and Engineering wrote:

"Activities associated with the development of the subdivision have jeopardized the protection of this natural area. Gates installed in fences at the rear of the properties have allowed encroachment into City owned lands for disposal of gardening refuse and landscaping. The ravine lands at the rear of Montmorency Avenue are a part of a natural greenway along the valley system of the Red Hill Creek. These areas provide migration corridors for wildlife and native plant species. The natural areas also contribute to the overall health and recreational opportunities for the residents of Hamilton. Conservation Authority Staff are concerned that the practise of leasing ravine lands, or allowing encroachment into natural areas, will significantly impact the viability of these continuous natural systems".

At the May 7, 1992 meeting of the Hamilton Region Conservation Authority staff were directed to "advise the City of Hamilton that the practice of leasing ravine lands was detrimental to the continued protection of the natural valley system".

The Staff Parks Advisory Committee and report co-signers agree fully with those sentiments, and support the recommendation that there be no new leases to minimize adverse impacts on the natural environment.

To maintain policy consistency and equity among all taxpayers, existing leases should be terminated as soon as possible. However, to smooth the transition and minimize disturbance to existing lease holders who made agreements in good faith, it is recommended that all existing leases in good standing not be terminated until such time as the adjacent property is sold.

Leases: Parkland

There is a consistently increasing City wide demand for park and recreational land. Parkland is expensive to acquire and develop, with lower City sites typically costing well in excess \$700,000 per acre to assemble and \$500,000 per acre to develop. The estimated cost of acquiring only those parks already designated on existing approved Neighbourhood Plans is in excess of \$10,000,000. The 5% park fund which has been solely conceived to help meet these costs is seriously underfunded. Projections for future revenue are discouraging due to the drop in residential building activity, low market values and recent changes in fee calculations.

Recognizing this current demand for developed parks and the limited financial resources available, the Staff Parks Committee recommends that no City parkland be leased at the expense of public access. If there are sufficient park lands to allow removal from the public park system by lease, park requirements should be reassessed. If lands are found to be surplus, they should not be leased as the rent does not offset the costs of lease preparation. Rather than leasing for a negative return, surplus lands should be sold at full market value to maximize revenues for the 5% fund.

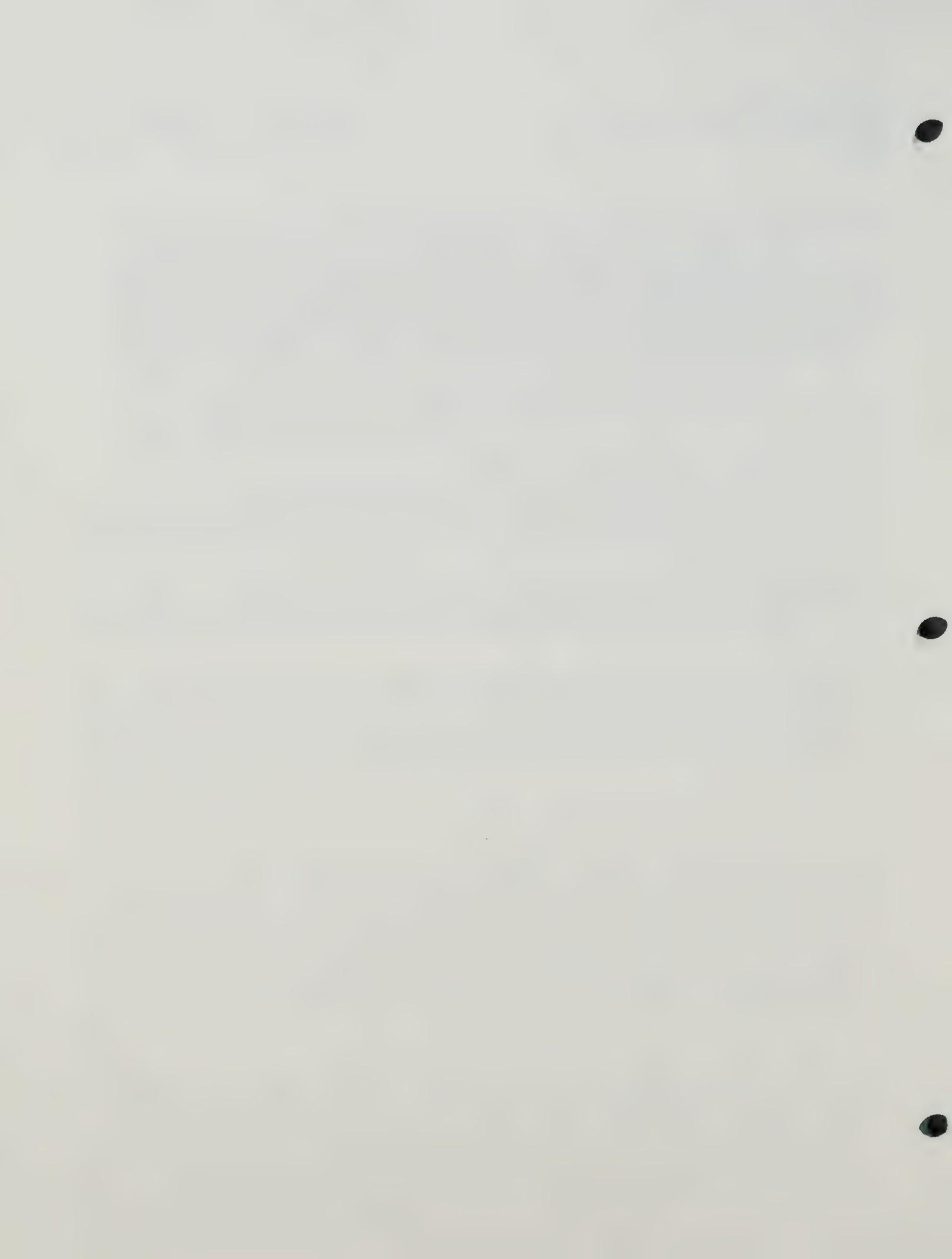
1993 January 27
Parks and Recreation Committee
Page 7

SUMMARY

These recommendations are intended to reflect a more proactive approach to asset management to help reduce traditional land management problems such as lease violations, loss of land by adverse possession, jurisdictional conflict with other government agencies, liability and insurance issues, and revenue deficiencies for park acquisition and development.

RAB/nw

c.c. Joe Pavelka, Chief Administrative Officer
P. Noé Johnson, City Solicitor
A. Ross, Treasurer
R. Sugden, Director of Culture & Recreation



3(a.)

CITY OF HAMILTON - RECOMMENDATION -

DATE: 1993 February 8

RECEIVED

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FEB - 3 1993

FROM: Mr. D. W. Vyce
Director of Property

CITY CLERKS

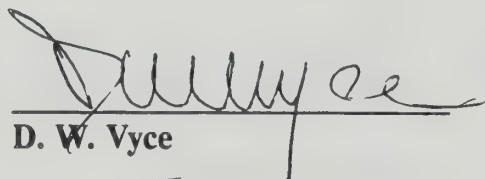
SUBJECT: Landscaping Agreements
Rear Lands - 80 Albion Falls Boulevard - Carmine and Elodia Pangia
and Nicholas and Connie Catalano
- 84 Albion Falls Boulevard - Peter and Barbara Lucek
- 88 Albion Falls Boulevard - Nick and Mary Tomjenovic

RECOMMENDATION:

- a) That a Lease Agreement, duly executed by the applicants, Carmine and Elodia Pangia, and Nicholas and Connie Catalano, on November 28, 1992, for a parcel of City owned land located at the rear of municipal number 80 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1.00 plus applicable taxes be credited to Account No. CH44104-31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- b) That a Lease Agreement, duly executed by the applicants, Peter and Barbara Lucek, on December 2, 1992, for a parcel of City owned land located at the rear of municipal number 84 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1.00 plus applicable taxes be credited to Account No. CH44104-31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- c) That a Lease Agreement, duly executed by the applicants, Nick and Mary Tomjenovic, on December 7, 1992, for a parcel of City owned land located at the rear of municipal number 88 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1.00 plus applicable taxes be credited to Account No. CH44104-31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.

1993 February 8
Parks and Recreation Committee
Page 2

- d) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

The residents of Albion Falls Boulevard have been maintaining a large portion of City owned lands at the rear of their properties. In many of these cases this land has been improved with large garden plots.

In order to insure this land is not claimed by the applicants through adverse possession, it is our recommendation that these residents be signed to a Landscape Lease Agreement.

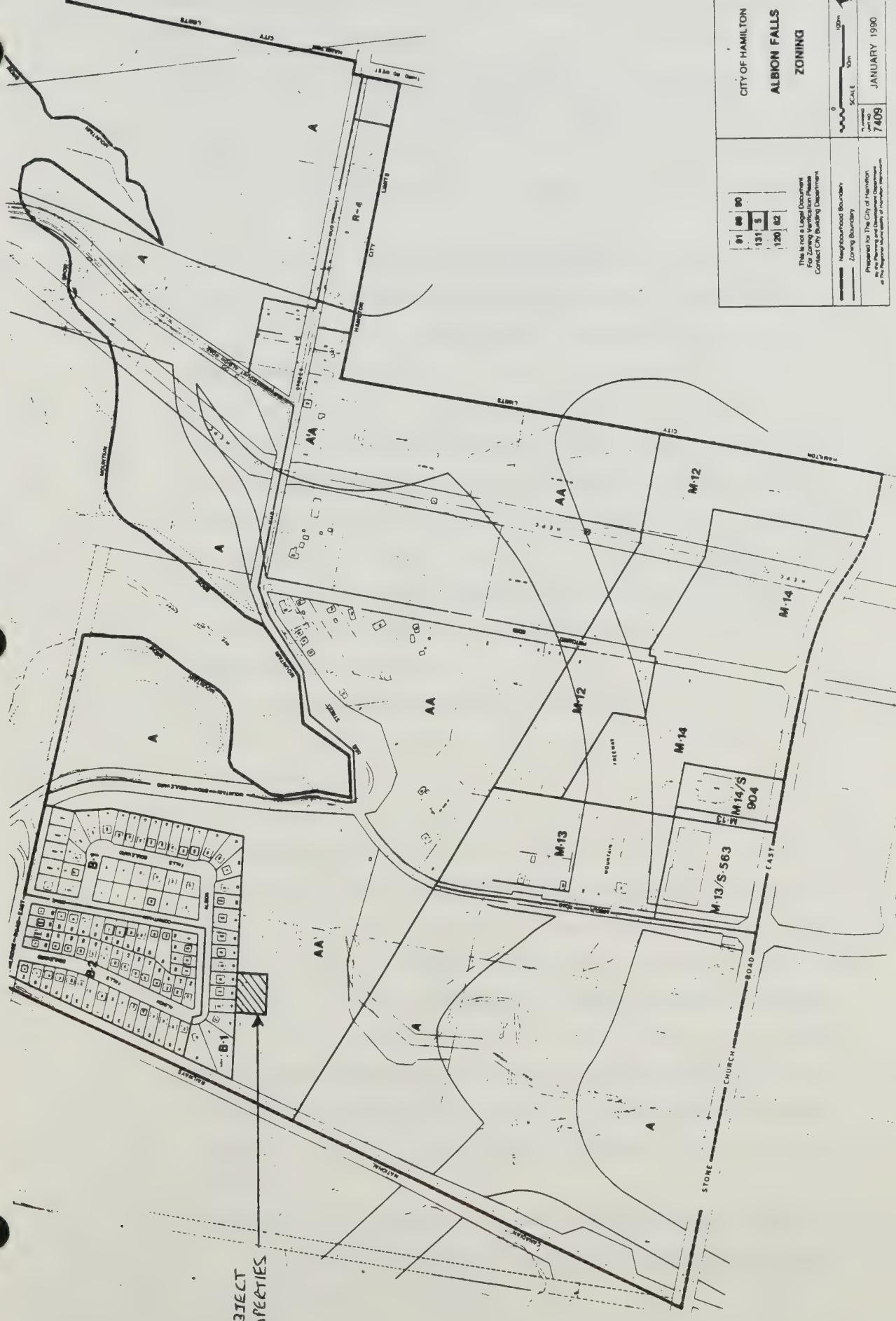
WmM/nw

c.c. P. Noé Johnson, City Solicitor

Allan C. Ross, Treasurer

C. Bandurka, Property Clerk, Surveys, Transportation Services Department

(92C-243, 92C-212, 92C-211)



SUBJECT
PAPERS

THIS INDENTURE MADE THIS DAY OF
IN PURSUANCE OF THE SHORT FORMS OF LEASES ACT

BETWEEN:

THE CORPORATION OF THE CITY OF HAMILTON

(hereinafter called the "Lessor")

OF THE FIRST PART,

- and -

CARMINE PANGIA AND ELODIA PANGIA

AND

NICHOLAS MARIO CATALANO AND CONNIE MARIE CATALANO

(hereinafter called the "Lessees")

OF THE SECOND PART.

WHEREAS The City is the owner of the lands more particularly described in Schedule "A" attached hereto and hereinafter referred to as the "lands";

AND WHEREAS the Lessees have applied to the Lessor to lease the said lands for landscaping purposes;

AND WHEREAS The Corporation of the City of Hamilton on
in adopting Item of the Report of the
authorized the leasing of the said lands
described in Schedule "A" to the Lessees for landscaping purposes only:

1. WITNESSETH that in consideration of the rents, covenants, and agreements hereinafter contained on the part of the Lessees to be paid, observed and performed, the Lessor doth demise and lease unto the Lessees those certain premises lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and more particularly described in Schedule "A".
2. TO HAVE AND TO HOLD the said lands for and during the term of ONE year to be computed from the day of 19 and thenceforth next ensuing, and fully to be completed and ended on the day of 19 .
3. YIELDING AND PAYING THEREFORE yearly and every year the sum of ONE DOLLAR (\$1.00) payable in advance on

PROVIDED that if the term hereby granted shall be at any time seized or taken in execution or attachment, by any creditor of the Lessees, or if the Lessees shall make an assignment for the benefit of creditors, or becoming bankrupt or insolvent shall take the benefit of any act that may be in force for bankrupt or insolvent debtors, the then current rent shall immediately become due and payable, all subject to The Landlord and Tenant Act, as amended and the said term shall immediately become forfeited and void.

4. The Lessees covenant with the Lessor as follows:

(a) To pay rent;

(b) To pay during the term hereby demised or any renewal thereof all taxes (including local improvement taxes), rates, duties, charges and assessments that may be levied, rated, charged or assessed against the demised premises where such taxes, rates, duties, charges and assessments are charged by municipal, parliamentary or other authority, as the same become due. All such taxes, rates, charges, duties and assessments shall be apportioned between the parties hereto for any calendar year in which the Lessees are not entitled to possession of the demised premises for the full calendar year;

(c) and to repair;

(d) and not to cut down timber;

(e) To pay all charges or public utilities used in connection with the demised premises;

(f) That the demised land shall be used solely for landscaping and horticultural purposes;

(g) That the demised lands shall be landscaped and maintained in good repair;

(h) That they shall not construct, or permit the construction of, or maintain any building or structure, or fence, or install, or maintain any equipment or recreational facilities on the demised lands or grade the said lands without the written approval of the Lessor. However, notwithstanding any term to the contrary, the Lessees may during the term of this Lease, maintain the following structures and/or facilities:

A garden enclosure measuring 5.18 metres (17 feet) wide, more or less, by a length of 14.72 metres (48.3 feet) more or less, constructed in a wooden retaining wall compound.

- (i) Any improvements made by the Lessees shall immediately become the property of the Lessor and shall remain upon the demised lands. However, notwithstanding the foregoing, the Lessor may, at its option, require the Lessees to remove, and the Lessees hereby agree to remove at the Lessees' cost and expense, any improvements made or caused to be made and/or maintained by the Lessees;
- (j) To indemnify and save harmless the Lessor of and from all liabilities, fines, suits, actions, causes of action, interest, claims, demands, costs, damages, expenses, or losses of any kind or nature to which the Lessor shall or may become liable for, suffer or be put to by reason of any breach, violation or non-performance by the Lessees of any covenant, term or provision hereof or by reason of any injury or death or damage to property resulting from, occasioned to, or suffered by any person or persons or any property by reason of any act, neglect, or default on the part of the Lessees or any of their agents, contractors, or employees; such indemnification in respect of any such breach, violation or non-performance, damage to property, injury or death occurring during the term of this Lease shall survive any termination of this Lease, notwithstanding anything in this Lease to the contrary;
- (k) and not to assign or sublet without leave.

5. The Lessor covenants with the Lessees as follows:

- (a) For quiet enjoyment;
 - (b) That the Lessees shall be entitled to landscape the demised lands.
6. That the Lessees acknowledge and agree that no compensation shall be payable to the Lessees for improvements, if any, to the said lands.
7. If the Lessees fail to perform any of the covenants or obligations of the Lessees under or in respect of this Lease, the Lessor may re-enter and take possession of the lands demised herein. The Lessor shall not be liable to the Lessees for any loss or damages arising out of or resulting from such action by the Lessor.
8. Notwithstanding anything herein the City reserves the right to enter and inspect from time to time the said lands.
9. If the Lessees remain in occupation of the demised lands after the expiration of the term hereby granted without a written agreement to the contrary and no notice to terminate this Lease has been given, the Lessees shall be tenants from year to year, and all the terms and conditions hereof, so far as applicable, shall apply to such yearly tenancy.

10. Notwithstanding any provision herein, the Lessor may terminate this Lease any time during the term hereby created or any renewal thereof upon sixty days notice to the Lessees should the lands demised or any part thereof be required, in the opinion of the Lessor, for municipal purposes.
11. All notices to be given hereunder may be given by letter delivered or mailed postage prepaid and addressed in the case of the Lessor to the City Clerk, City Hall, Hamilton, Ontario, L8N 3T4, and in the case of the Lessees, to Mr. and Mrs. Carmine Pangia and Mr. and Mrs. Nicholas Catalano, 80 Albion Falls Boulevard, Hamilton, Ontario, L8W 1R5, or such other address as either party from time to time may appoint in writing and every such notice so mailed shall be deemed to be given to and received by the addressee forty-eight hours after such mailing.

THE WORDS importing the plural number only shall include the singular, and vice versa, and words importing the masculine gender shall include the feminine gender, and words importing persons shall include firms and corporations and vice versa.

UNLESS THE context otherwise required, the word "Lessor" and the word "Lessees" wherever used herein shall be construed to include and shall mean the executors, administrators, successors and/or assigns of the said Lessor and Lessees, respectively, and when there are two or more Lessees bound by the same covenants herein contained, their obligations shall be joint and several.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED & DELIVERED

in the presence of

THE CORPORATION OF THE CITY OF HAMILTON

per:

Mayor

City Clerk

Witness:

Christie Hamill

C. Pangia
CARMINE PANGIA

Christie Hamill

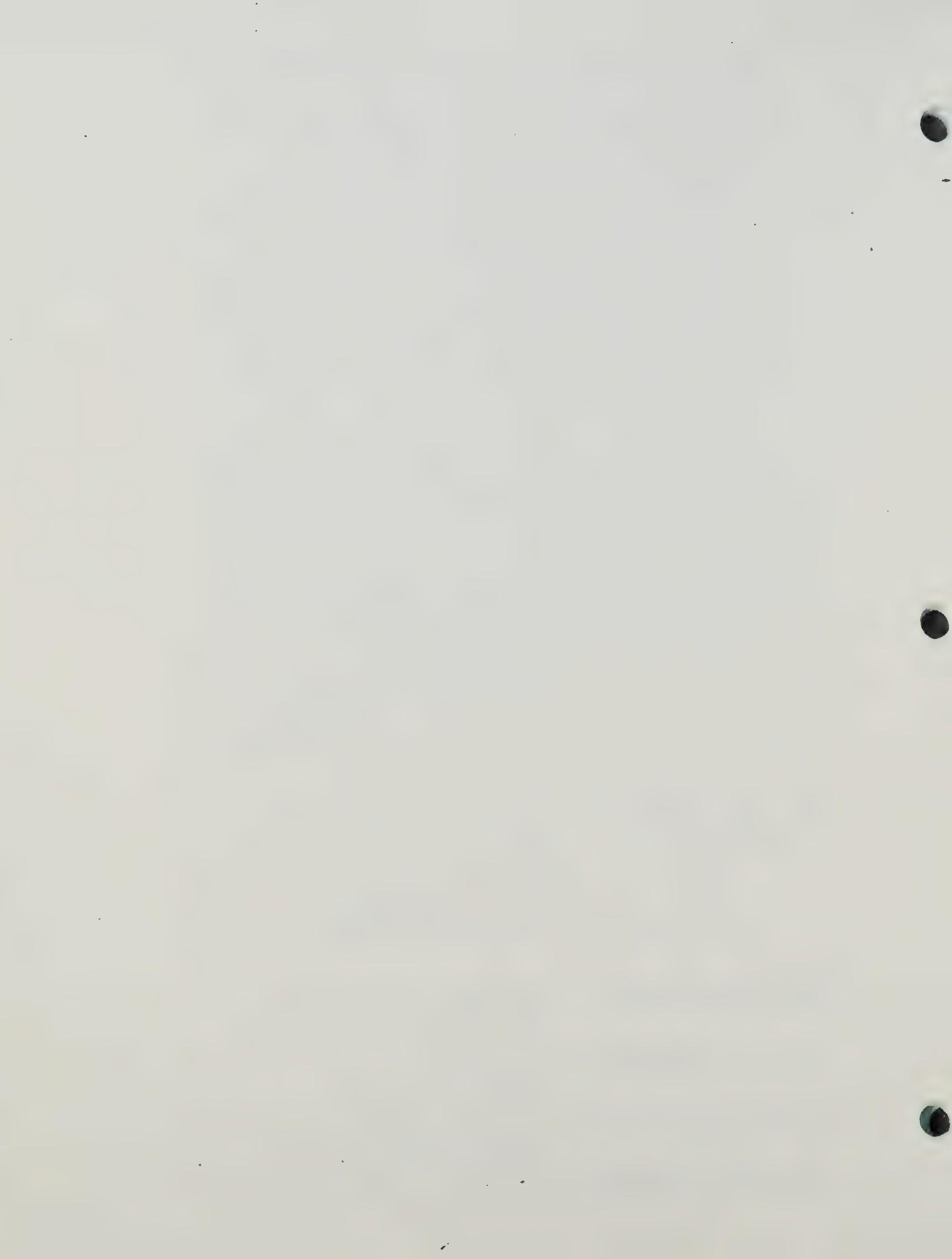
E. Pangia
ELODIA PANGIA

Christie Hamill

NICHOLAS MARIO CATALANO

Christie Hamill

Connie Marie Catalano



SCHEDULE "A"

Part of Lot 2, Concession 7, Geographic Township of Barton, City of Hamilton, Region of Hamilton-Wentworth, designated as part of Part 1, Reference Plan 62R-529, being a parcel of land abutting the southerly limits of Lot 15, Plan M-176, extending 18.288 metres (60 feet) southerly and at right angles to the southerly limit of Lot 15, aforesaid.

Dated at Hamilton this 28 day of November 19⁶²

WITNESS:

Liliste Chambers

C. Pangia
CARMINE PANGIA

Liliste Chambers

E. Pangia
ELODIA PANGIA

Liliste Chambers

N. Catalano
NICHOLAS MARIO CATALANO

Liliste Chambers

C.M. Catalano
CONNIE MARIE CATALANO

OWNER'S CERTIFICATE

THIS IS TO CERTIFY THAT

SURVEYOR'S CERTIFICATE

THE SIGHTS AND SCENES OF THE CHINESE COAST.

THE STAFF

四四

A-176

THIS INDENTURE MADE THIS DAY OF
IN PURSUANCE OF THE SHORT FORMS OF LEASES ACT

BETWEEN:

THE CORPORATION OF THE CITY OF HAMILTON

(hereinafter called the "Lessor")

OF THE FIRST PART,

- and -

PETER LUCEK AND BARBARA DORA LUCEK

(hereinafter called the "Lessees")

OF THE SECOND PART.

WHEREAS The City is the owner of the lands more particularly described in Schedule "A" attached hereto and hereinafter referred to as the "lands";

AND WHEREAS the Lessees have applied to the Lessor to lease the said lands for landscaping purposes;

AND WHEREAS The Corporation of the City of Hamilton on
in adopting Item of the Report of the
authorized the leasing of the said lands
described in Schedule "A" to the Lessees for landscaping purposes only:

1. WITNESSETH that in consideration of the rents, covenants, and agreements hereinafter contained on the part of the Lessees to be paid, observed and performed, the Lessor doth demise and lease unto the Lessees those certain premises lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and more particularly described in Schedule "A".
2. TO HAVE AND TO HOLD the said lands for and during the term of ONE year to be computed from the day of 19 and thenceforth next ensuing, and fully to be completed and ended on the day of 19
3. YIELDING AND PAYING THEREFORE yearly and every year the sum of ONE DOLLAR (\$1.00) payable in advance on

PROVIDED that if the term hereby granted shall be at any time seized or taken in execution or attachment, by any creditor of the Lessees, or if the Lessees shall make an assignment for the benefit of creditors, or becoming bankrupt or insolvent shall take the benefit of any act that may be in force for bankrupt or insolvent debtors, the then current rent shall immediately become due and payable, all subject to The Landlord and Tenant Act, as amended and the said term shall immediately become forfeited and void.

4. The Lessees covenant with the Lessor as follows:

- (a) To pay rent;
- (b) To pay during the term hereby demised or any renewal thereof all taxes (including local improvement taxes), rates, duties, charges and assessments that may be levied, rated, charged or assessed against the demised premises where such taxes, rates, duties, charges and assessments are charged by municipal, parliamentary or other authority, as the same become due. All such taxes, rates, charges, duties and assessments shall be apportioned between the parties hereto for any calendar year in which the Lessees are not entitled to possession of the demised premises for the full calendar year;
- (c) and to repair;
- (d) and not to cut down timber;
- (e) To pay all charges or public utilities used in connection with the demised premises;
- (f) That the demised land shall be used solely for landscaping and horticultural purposes;
- (g) That the demised lands shall be landscaped and maintained in good repair;
- (h) That they shall not construct, or permit the construction of, or maintain any building or structure, or fence, or install, or maintain any equipment or recreational facilities on the demised lands or grade the said lands without the written approval of the Lessor. However, notwithstanding any term to the contrary, the Lessees may during the term of this Lease, maintain the following structures and/or facilities:
A metal shed measuring 10.1 feet x 12.2 feet more or less, placed upon a poured concrete slab.

- (i) Any improvements made by the Lessees shall immediately become the property of the Lessor and shall remain upon the demised lands. However, notwithstanding the foregoing, the Lessor may, at its option, require the Lessees to remove, and the Lessees hereby agree to remove at the Lessees' cost and expense, any improvements made or caused to be made and/or maintained by the Lessees;
- (j) To indemnify and save harmless the Lessor of and from all liabilities, fines, suits, actions, causes of action, interest, claims, demands, costs, damages, expenses, or losses of any kind or nature to which the Lessor shall or may become liable for, suffer or be put to by reason of any breach, violation or non-performance by the Lessees of any covenant, term or provision hereof or by reason of any injury or death or damage to property resulting from, occasioned to, or suffered by any person or persons or any property by reason of any act, neglect, or default on the part of the Lessees or any of their agents, contractors, or employees; such indemnification in respect of any such breach, violation or non-performance, damage to property, injury or death occurring during the term of this Lease shall survive any termination of this Lease, notwithstanding anything in this Lease to the contrary;
- (k) and not to assign or sublet without leave.

5. The Lessor covenants with the Lessees as follows:
 - (a) For quiet enjoyment;
 - (b) That the Lessees shall be entitled to landscape the demised lands.
6. That the Lessees acknowledge and agree that no compensation shall be payable to the Lessees for improvements, if any, to the said lands.
7. If the Lessees fail to perform any of the covenants or obligations of the Lessees under or in respect of this Lease, the Lessor may re-enter and take possession of the lands demised herein. The Lessor shall not be liable to the Lessees for any loss or damages arising out of or resulting from such action by the Lessor.
8. Notwithstanding anything herein the City reserves the right to enter and inspect from time to time the said lands.
9. If the Lessees remain in occupation of the demised lands after the expiration of the term hereby granted without a written agreement to the contrary and no notice to terminate this Lease has been given, the Lessees shall be tenants from year to year, and all the terms and conditions hereof, so far as applicable, shall apply to such yearly tenancy.

10. Notwithstanding any provision herein, the Lessor may terminate this Lease any time during the term hereby created or any renewal thereof upon sixty days notice to the Lessees should the lands demised or any part thereof be required, in the opinion of the Lessor, for municipal purposes.
11. All notices to be given hereunder may be given by letter delivered or mailed postage prepaid and addressed in the case of the Lessor to the City Clerk, City Hall, Hamilton, Ontario, L8N 3T4, and in the case of the Lessees, to Mr. and Mrs. Peter Lucek, 84 Albion Falls Boulevard, Hamilton, Ontario, L8W 1R5, or such other address as either party from time to time may appoint in writing and every such notice so mailed shall be deemed to be given to and received by the addressee forty-eight hours after such mailing.

THE WORDS importing the plural number only shall include the singular, and vice versa, and words importing the masculine gender shall include the feminine gender, and words importing persons shall include firms and corporations and vice versa.

UNLESS THE context otherwise required, the word "Lessor" and the word "Lessees" wherever used herein shall be construed to include and shall mean the executors, administrators, successors and/or assigns of the said Lessor and Lessees, respectively, and when there are two or more Lessees bound by the same covenants herein contained, their obligations shall be joint and several.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED & DELIVERED

in the presence of

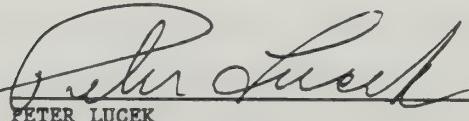
THE CORPORATION OF THE CITY OF HAMILTON

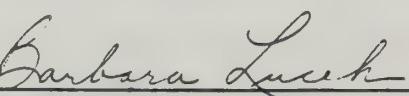
per:

Mayor

City Clerk

Witness:





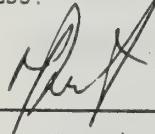
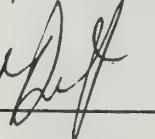
PETER LUCEK
BARBARA DORA LUCEK

SCHEDULE "A"

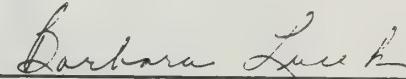
Part of Lot 2, Concession 7, Geographic Township of Barton, City of Hamilton, Region of Hamilton-Wentworth, designated as part of Parts 1 and 2, Reference Plan 62R-529, being a parcel of land abutting the southerly limits of Lot 14, Plan M-176, extending 18.288 metres (60 feet) southerly and at right angles to the southerly limit of Lot 14, aforesaid.

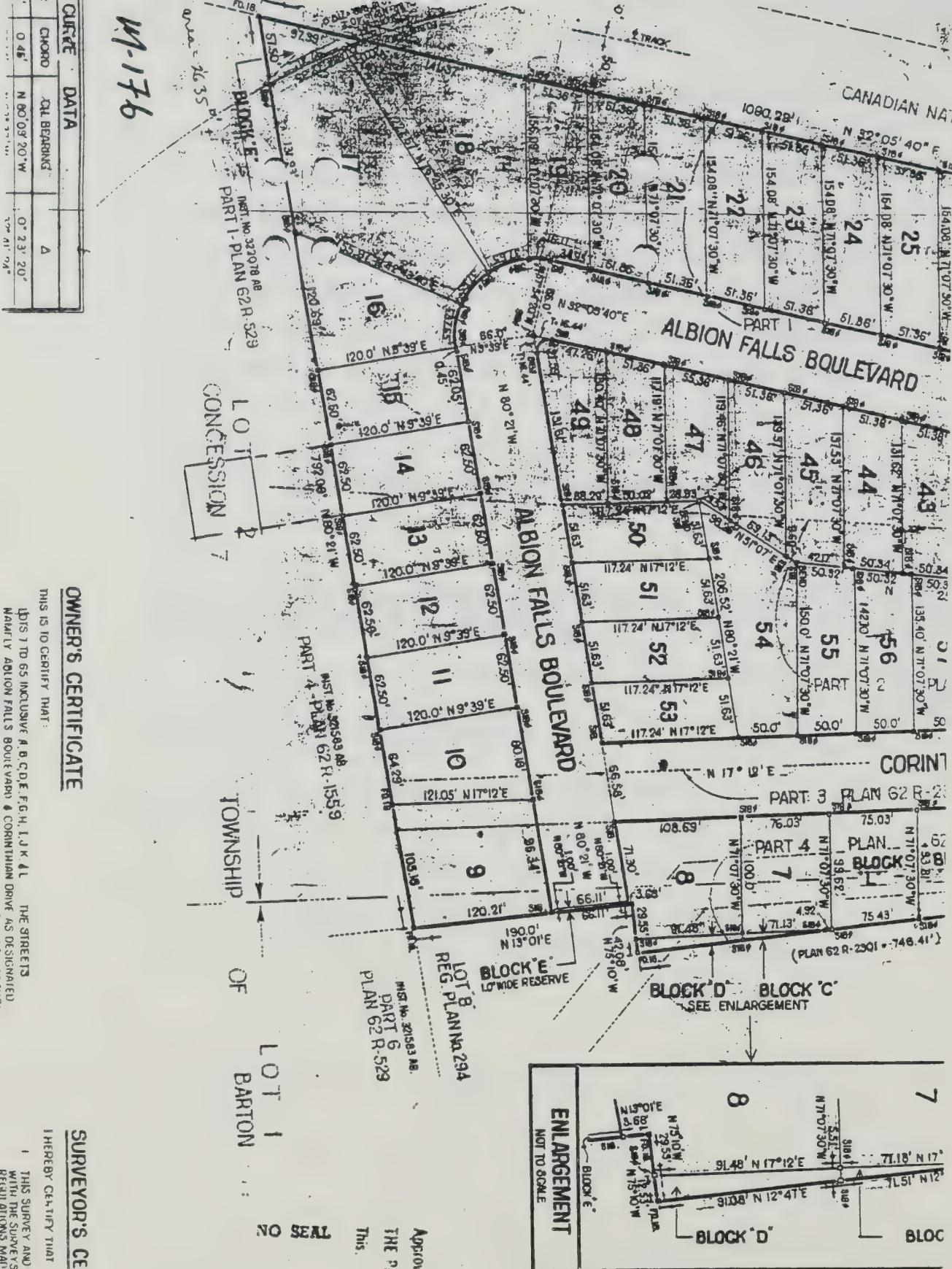
Dated at HAMILTON this 2nd day of December 1992

WITNESS:


PETER LUCEK


BARBARA DORA LUCEK



Approved under Section 33 of
THE PLANNING ACT
This 14 day of Oct.

19

Donald R. Irvine
Donald R. Irvine,
Minister of Housing.

THIS INDENTURE MADE THIS DAY OF
IN PURSUANCE OF THE SHORT FORMS OF LEASES ACT

BETWEEN:

THE CORPORATION OF THE CITY OF HAMILTON

(hereinafter called the "Lessor")

OF THE FIRST PART,

- and -

NICK TOMJENOVIC AND MARY TOMJENOVIC

(hereinafter called the "Lessees")

OF THE SECOND PART.

WHEREAS The City is the owner of the lands more particularly described in Schedule "A" attached hereto and hereinafter referred to as the "lands";

AND WHEREAS the Lessees have applied to the Lessor to lease the said lands for landscaping purposes;

AND WHEREAS The Corporation of the City of Hamilton on
in adopting Item of the Report of the
authorized the leasing of the said lands
described in Schedule "A" to the Lessees for landscaping purposes only:

1. WITNESSETH that in consideration of the rents, covenants, and agreements hereinafter contained on the part of the Lessees to be paid, observed and performed, the Lessor doth demise and lease unto the Lessees those certain premises lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and more particularly described in Schedule "A".
2. TO HAVE AND TO HOLD the said lands for and during the term of ONE year to be computed from the day of 19 and thenceforth next ensuing, and fully to be completed and ended on the day of 19 .
3. YIELDING AND PAYING THEREFORE yearly and every year the sum of ONE DOLLAR (\$1.00) payable in advance on

PROVIDED that if the term hereby granted shall be at any time seized or taken in execution or attachment, by any creditor of the Lessees, or if the Lessees shall make an assignment for the benefit of creditors, or becoming bankrupt or insolvent shall take the benefit of any act that may be in force for bankrupt or insolvent debtors, the then current rent shall immediately become due and payable, all subject to The Landlord and Tenant Act, as amended and the said term shall immediately become forfeited and void.

4. The Lessees covenant with the Lessor as follows:

- (a) To pay rent;
- (b) To pay during the term hereby demised or any renewal thereof all taxes (including local improvement taxes), rates, duties, charges and assessments that may be levied, rated, charged or assessed against the demised premises where such taxes, rates, duties, charges and assessments are charged by municipal, parliamentary or other authority, as the same become due. All such taxes, rates, charges, duties and assessments shall be apportioned between the parties hereto for any calendar year in which the Lessees are not entitled to possession of the demised premises for the full calendar year;
- (c) and to repair;
- (d) and not to cut down timber;
- (e) To pay all charges or public utilities used in connection with the demised premises;
- (f) That the demised land shall be used solely for landscaping and horticultural purposes;
- (g) That the demised lands shall be landscaped and maintained in good repair;
- (h) That they shall not construct, or permit the construction of, or maintain any building or structure, or fence, or install, or maintain any equipment or recreational facilities on the demised lands or grade the said lands without the written approval of the Lessor. However, notwithstanding any term to the contrary, the Lessees may during the term of this Lease, maintain the following structures and/or facilities:

- (i) Any improvements made by the Lessees shall immediately become the property of the Lessor and shall remain upon the demised lands. However, notwithstanding the foregoing, the Lessor may, at its option, require the Lessees to remove, and the Lessees hereby agree to remove at the Lessees' cost and expense, any improvements made or caused to be made and/or maintained by the Lessees;
- (j) To indemnify and save harmless the Lessor of and from all liabilities, fines, suits, actions, causes of action, interest, claims, demands, costs, damages, expenses, or losses of any kind or nature to which the Lessor shall or may become liable for, suffer or be put to by reason of any breach, violation or non-performance by the Lessees of any covenant, term or provision hereof or by reason of any injury or death or damage to property resulting from, occasioned to, or suffered by any person or persons or any property by reason of any act, neglect, or default on the part of the Lessees or any of their agents, contractors, or employees; such indemnification in respect of any such breach, violation or non-performance, damage to property, injury or death occurring during the term of this Lease shall survive any termination of this Lease, notwithstanding anything in this Lease to the contrary;
- (k) and not to assign or sublet without leave.

5. The Lessor covenants with the Lessees as follows:
- (a) For quiet enjoyment;
 - (b) That the Lessees shall be entitled to landscape the demised lands.
6. That the Lessees acknowledge and agree that no compensation shall be payable to the Lessees for improvements, if any, to the said lands.
7. If the Lessees fail to perform any of the covenants or obligations of the Lessees under or in respect of this Lease, the Lessor may re-enter and take possession of the lands demised herein. The Lessor shall not be liable to the Lessees for any loss or damages arising out of or resulting from such action by the Lessor.
8. Notwithstanding anything herein the City reserves the right to enter and inspect from time to time the said lands.
9. If the Lessees remain in occupation of the demised lands after the expiration of the term hereby granted without a written agreement to the contrary and no notice to terminate this Lease has been given, the Lessees shall be tenants from year to year, and all the terms and conditions hereof, so far as applicable, shall apply to such yearly tenancy.

10. Notwithstanding any provision herein, the Lessor may terminate this Lease any time during the term hereby created or any renewal thereof upon sixty days notice to the Lessees should the lands demised or any part thereof be required, in the opinion of the Lessor, for municipal purposes.
11. All notices to be given hereunder may be given by letter delivered or mailed postage prepaid and addressed in the case of the Lessor to the City Clerk, City Hall, Hamilton, Ontario, L8N 3T4, and in the case of the Lessees, to Mr. and Mrs. Nick Tomjenovic, 88 Albion Falls Boulevard, Hamilton, Ontario, L8W 1R5, or such other address as either party from time to time may appoint in writing and every such notice so mailed shall be deemed to be given to and received by the addressee forty-eight hours after such mailing.

THE WORDS importing the plural number only shall include the singular, and vice versa, and words importing the masculine gender shall include the feminine gender, and words importing persons shall include firms and corporations and vice versa.

UNLESS THE context otherwise required, the word "Lessor" and the word "Lessees" wherever used herein shall be construed to include and shall mean the executors, administrators, successors and/or assigns of the said Lessor and Lessees, respectively, and when there are two or more Lessees bound by the same covenants herein contained, their obligations shall be joint and several.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED & DELIVERED

in the presence of

THE CORPORATION OF THE CITY OF HAMILTON

per:

Mayor

City Clerk

Witness:

William Hoffert N. Tomjenovic
NICK TOMJENOVIC

William Hoffert M. Tomjenovic
MARY TOMJENOVIC

SCHEDULE "A"

Part of Lot 2, Concession 7, Geographic Township of Barton, City of Hamilton, Region of Hamilton-Wentworth, designated as part of Part 2, Reference Plan 62R-529, being a parcel of land abutting the southerly limits of Lot 13, Plan M-176, extending 18.288 metres (60 feet) southerly and at right angles to the southerly limit of Lot 13, aforesaid.

Dated at Hamilton this 7 day of December 1992

WITNESS:

N. Tomjenovic
NICK TOMJENOVIC

M. Tomjenovic
MARY TOMJENOVIC

SURVEYOR'S CERTIFICATE

HERBICIDE TRIAL

THIS SURVEY AND PLAN ARE COMPILED AND IN ACCORDANCE

OWNER'S CERTIFICATE

THIS IS TO CERTIFY THAT
MRS. EDIE BASKIN

1-176

3(b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 22

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. W. Vyce
Director of Property

- SUBJECT:**
- a) Purchase of Easement by the Region
for the Installation of Sewers -
through Billy Sherring Park
 - b) Authority to Enter City Lands
prior to the Date of Closing

RECOMMENDATION:

- a) That an Offer to Purchase (Easement) Agreement, executed by Regional Officials on February 18, 1993, and scheduled to close on or before May 21, 1993, for the purchase by the Region of a storm and sanitary sewer easement for the lands composed of part of Lot 9, Concession 8, formerly in the geographic Township of Barton, having a 4.5 metre width, more or less, containing 452.77 square metres (4,873.75 square feet) more or less, along the southerly limit of Part 5 on a preliminary plan prepared on July 6, 1992 by MacKay, MacKay & Peters Limited, for the sum of \$2, be approved and completed. The actual sale price of \$6,675 has been paid to the City of Hamilton by Rymal Square Developments Inc., the developers of Rymal Square Estates - Phase 3, and credited to Account No. CH 4X501 00201 (Reserve for Parkland). Subject property forms part of Billy Sherring Park and is required by the Region for the installation of sewers.
- b) That an Authority to Enter Agreement, in favour of the Region, dated February 18, 1993, to enter the above City land immediately for the construction of a sewer, be approved effective the day after City Council approval.

D. W. Vyce

1993 February 22
Parks and Recreation Committee
Page 2

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

On September 29, 1992, City Council approved Item 36(f) of the 10th Report of the Transport and Environment Committee, authorizing the granting of a 6 metre wide easement over these lands in favour of the Region for sewer purposes. On January 12, 1993, City Council approved Item 19(a) of the First Report of the Transport and Environment Committee, amending the previous item to reduce the size of the easement over the park lands from 6 metres to 4.5 metres, in order to better accommodate a buffer planting not on, but adjacent to this easement. The developer, Rymal Square Developments Inc., as a condition of approval for their subdivision, Rymal Square Estates - Phase 3, paid to the City \$10,000 to allow the Parks Division to plant a buffer between the park and the residential development. The easement has been down-sized to allow this planting as close as possible to the limits of the park.

On January 19, 1993, the developers of Rymal Square Estates - Phase 3, Rymal Square Development Inc., paid to the City of Hamilton the market value of this easement in the amount of \$6,675, in order to service this area immediately and allow them to proceed with their development. The City is therefore granting an easement to the Region over these lands for \$2, as market value of the easement has been paid by the developer.

AC/kb

c.c. P. Noé Johnson, City Solicitor, Law Department

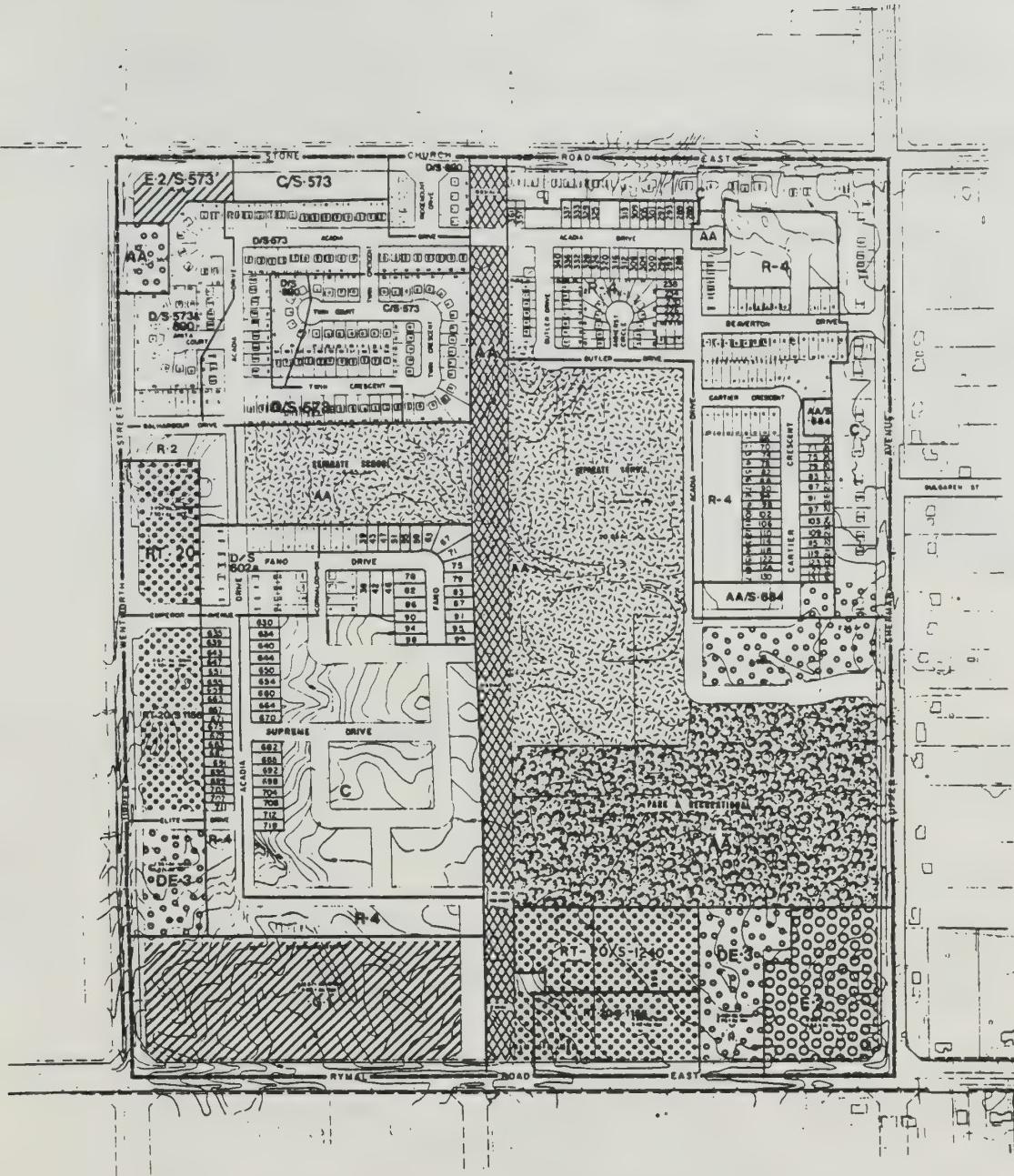
Allan C. Ross, Treasurer

D. Lobo, Director of Public Works
Attention: R. Chrystian

K. M. Lau, Manager of Legal Surveys, Transportation Services Department

D. V. Christilaw, Subdivision Administrator, Transportation Services Department

Konrad Brenner, Manager of Programming & Preliminary Design, Environmental Services Department



NOTE: This is a GUIDE PLAN only and is subject to change.
For details contact the local planning division of the Regional
Municipality of Hamilton-Wentworth.

LAND USE

RESIDENTIAL

- single & double attached housing
- low density apartments
- medium density apartments
- high density apartments
- commercial & apartments

COMMERCIAL

INDUSTRIAL

CIVIC & INSTITUTIONAL

PARK & RECREATIONAL

OPEN SPACE

UTILITIES

Neighbourhood Boundary
Zoning Boundary

Approved
Planning Committee Apr 21, 1970 Council June 23, 1970

Latest Revision Date MARCH 21, 1982

CITY OF HAMILTON
PLANNING DEPARTMENT

BUTLER

APPROVED PLAN



EXISTING POPULATION (1988) 389

OFFER TO PURCHASE
(EASEMENT)

I/We THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH , of the City of Hamilton,
in the Regional Municipality of Hamilton-Wentworth,

hereinafter called the Purchaser,
hereby agree to and with THE CORPORATION OF THE CITY OF HAMILTON,

hereinafter called the Vendor,

to purchase an easement for the purpose of installation and maintenance of sewers for Rymal Square Estates - Phase 3 Subdivision.

which easement shall be all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and being composed of part of Lot 9, Concession 8, formerly in the Geographic Township of Barton, containing 452.77 square metres (4,873.75 square feet) more or less, having a 4.5 metre width, more or less, along the southerly limit of Part 5 on a preliminary plan (90-1143-14[H]) prepared by MacKay, MacKay & Peters Limited on July 6, 1992. Subject parcel forms part of Billy Sherring Park.

Forming part of this Offer to Purchase (Easement) are Schedule(s) A attached hereto.

at the price of TWO----- DOLLARS (\$2.00)
of lawful money of Canada, payable as follows: -

Provided that this Offer to Purchase is subject to the following conditions:-

1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 6th day of April 1993, by a letter mailed or delivered to the Purchaser at c/o Mr. R. Roszell, Commissioner of Legal Services, 1 James Street South, 8th Floor, Hamilton, Ontario, L8P 4R5.
2. In the event that this Offer is not accepted, this Offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
4. The title is good and free from all encumbrance, except as to any registered restrictions or covenants.
5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
6. The Purchaser is to be allowed until the date of May 6, 1993 to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
7. This transaction shall be closed on or before the 21st day of May 1993.
8. On the closing of this transaction, the Vendor will convey the said easement to the Purchaser by a good and sufficient grant thereof, free and clear of all encumbrances, except as to any registered restrictions or covenants, and shall deliver vacant possession of the said easement to the Purchaser.

9. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
10. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
11. Any tender of documents or money may be made upon the parties hereto or their solicitors or agents and shall be either by cash or certified cheque or in the case of payment by the City, by means of the City's uncertified cheque.
12. It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under the Planning Act. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation.
13. It is understood and agreed that the Transferor shall reserve unto itself, its heirs, successors, and assigns the irrevocable right to grant such further and other easements as from time to time the Transferor sees fit.

Time shall be of the essence of this Agreement, which shall enure to the benefit of and be binding upon the Purchaser, his heirs, executors, administrators, successors and assigns, and shall enure to the benefit of and be binding upon the Vendor, its successors and assigns.

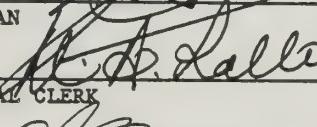
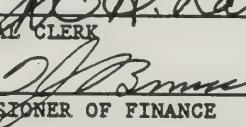
DATED at the City of Hamilton this 18th day of February 1993

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

SIGNED, SEALED AND DELIVERED)

in the presence of)

Approved
for form
Services

)  (Seal)
) CHAIRMAN
)  (Seal)
) REGIONAL CLERK
)  (Seal)
) COMMISSIONER OF FINANCE

OFFICE OF THE CLERK
APPROVED BY COUNCIL

DATE February 16, 1993
 REPORT 2-93 ITEM 2 ESC
 INTL pLS YEAR/FILE 93-055

J. H. Atwell

THE CORPORATION OF THE
CITY OF HAMILTON

)
)  (Seal)
) MAYOR
)
)
)  (Seal)
) CITY CLERK
)
)
) (Seal)

THE DIMENSIONS SHOWN ON THIS PLAN ARE IN METRES AND
MUST BE CONVERTED TO FEET BY DIVIDING BY 0.3048

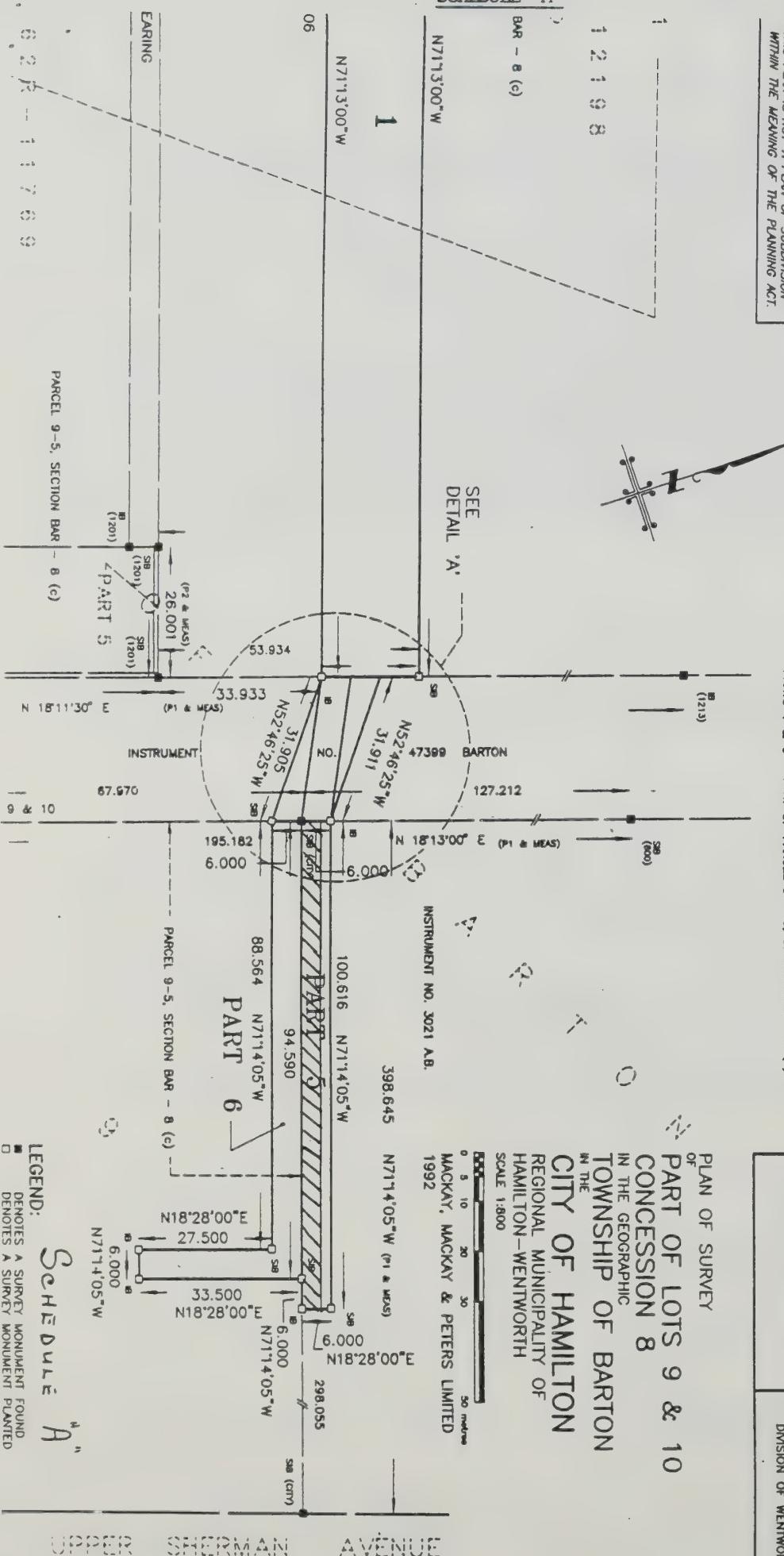
SCHEDULE "A"

SCHEDULE		
PART	DESCRIPTION	INSTRUMENT
2	PART OF LOT 10 CONCESSION 8 TOWNSHIP OF BARTON	47399 BARTON
3		
4		
5	PART OF LOT 9 CONCESSION 8 TOWNSHIP OF BARTON	3021 A.B.

I REQUIRE THIS PLAN TO
BE DEPOSITED UNDER
THE REGISTRY & LAND TITLES ACT

PLAN 62R-
RECEIVED AND DEPOSITED

LAND REGISTRY
FOR THE REGISTRY & LAND TAXE
DIMSION OF WENTWORTH (62)



UPPER SHERMAN AVENUE

ROAD ALLOWANCE BETWEEN TOWNSHIP LOTS 8 & 9

PARCEL 9-5, SECTION BAR - 8 (c)

LEGEND:

■ DENOTES A SURVEY MONUMENT FOUND
□ DENOTES A SURVEY MONUMENT PLANTED

S C H E D U L E A

AUTHORITY TO ENTER

TO:

THE CORPORATION OF THE CITY OF HAMILTON

WHEREAS

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

(hereinafter referred to as the "Purchaser") has agreed to purchase from The Corporation of the City of Hamilton land described in Schedule "A" attached hereto (hereinafter the land and the improvements thereon, if any, referred to as "subject land") pursuant to an Agreement of Purchase and Sale (hereinafter referred to as the "purchase") having a 4.5 metre width, more or less, along the southerly limit of Part 5 on a preliminary plan (90-1143-14[H]) prepared by MacKay, MacKay & Peters Limited on July 6, 1992. Subject parcel forms part of Billy Sherring Park.

AND WHEREAS the Purchaser desires to enter upon the subject land prior to the closing of the purchase; for the installation of sewers for Rymal Square Estates - Phase 3, Subdivision.

NOW THEREFORE, this Agreement witnesseth, in consideration of the City's permission to the Purchaser to enter upon the subject land, as of March 31, 1993, the Purchaser agrees and covenants to the City, for itself, its successors, assigns, or heirs, as the case may be:

1. that it will not enter upon the subject lands until City Council has approved this Authority to Enter (approval granted on _____, in adopting Item _____ of the Report of the Committee);
2. that it will not enter upon the subject land except for the purpose of installation and maintenance of a storm sewer on the subject land (hereinafter called the "works");
3. that it will assume all costs and expenses resulting from the carrying on of the works;
4. that it will assume all risks resulting from the carrying on of the works and the entry upon the subject land by the Purchaser;
5. that it will at all times indemnify and save harmless the City from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses or loss which the City may bear, suffer or be put to as a result of the privilege herein allowed (including, without limiting the generality of the foregoing, construction lien claims or claims arising by reason of any damage to property or injury or death to persons);
6. that notwithstanding this Authority to Enter, and the carrying on of the works, the purchase referred to above shall be completed and the consideration paid in the same manner and to the same extent as if the City had not given this Authority to Enter to the Purchaser on the subject land and as if the Purchaser had not carried on the works;
7. that the Purchaser has not assigned its Agreement of Purchase and Sale with the City;
8. that in the event that the purchase is not completed by the date set out in the Agreement of Purchase and Sale, or any extension thereof, this Authority to Enter shall immediately terminate, and the Purchaser shall not further enter upon the subject land, and the City shall not be liable to pay or to compensate the Purchaser for costs of any improvements, additions, alterations, services or structures on, in or under the subject land;
9. that the Region shall provide the City with an endorsement from its General Liability Insurance Policy confirming that the City has been named as an additional insured for third party bodily injury and property damage to a limit of not less than \$2,000,000.00 per occurrence on claims made or occurrence policy basis and providing that the City hereby grants to the Region, permission to assume deductibles and/or self insured retained limits as the Region may deem necessary from time to time in various amount not to exceed \$2,000,000.00.
10. that the Purchaser acknowledges that it is its responsibility to obtain all necessary approvals prior to entering the subject land, including municipal, provincial, federal or other governmental approvals and, including, without limiting the generality of the foregoing, contacting BU DIG, telephone 527-7977.

DATED at the City of Hamilton this 18th day of February 1993.

Signed, Sealed and Delivered

In the Presence of:

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

CHAIRMAN

R/ REGIONAL CLERK

COMMISSIONER OF FINANCE

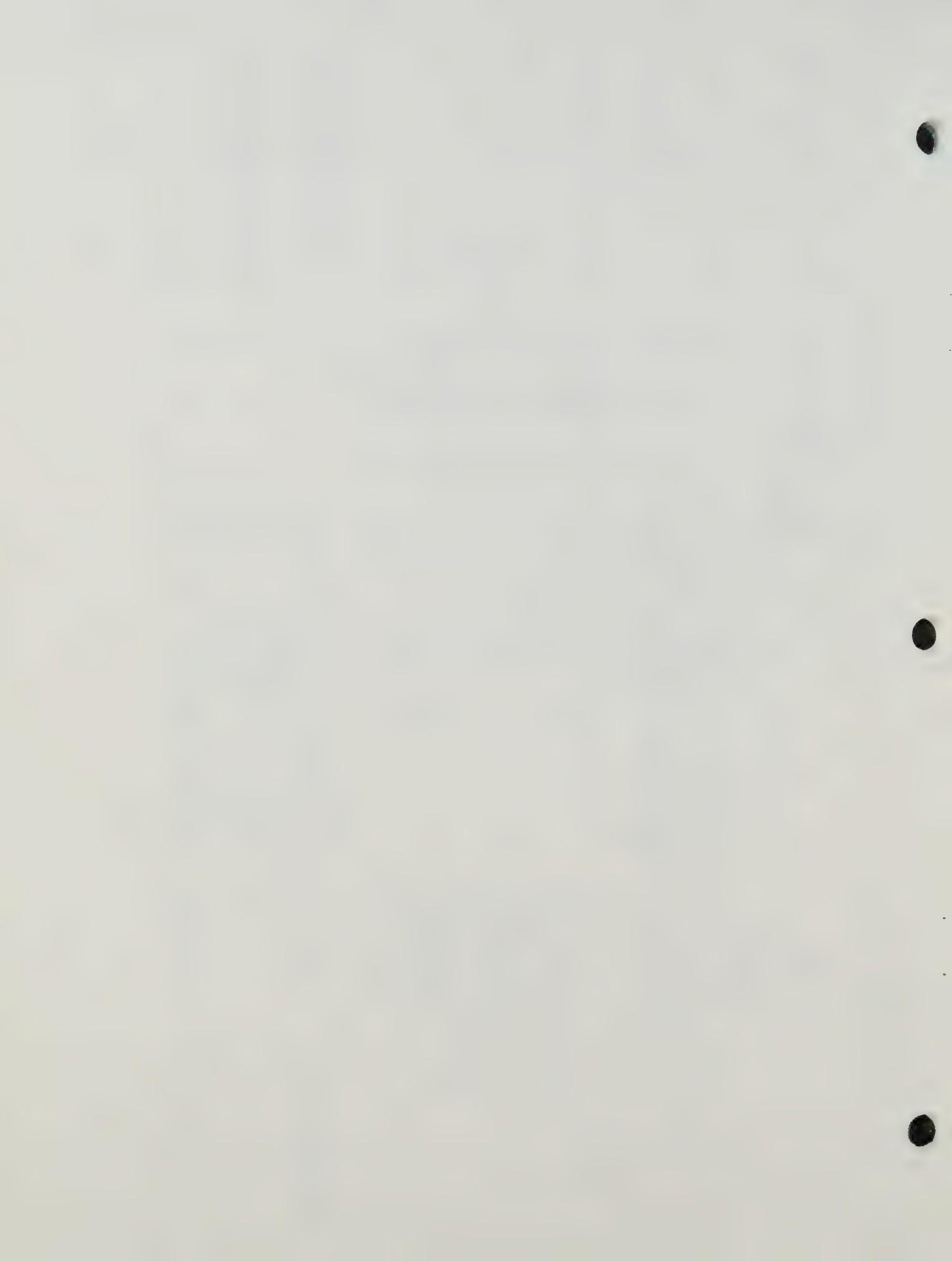
THE CORPORATION OF THE CITY OF HAMILTON

MAYOR

CITY CLERK

CHIEF CLERK
APPOINTED BY COUNCIL

DATE February 16/93
REPORT 2-93 AEM 2 ESC
INTL: pb YEAR/FILE 93-056



3(c)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 25

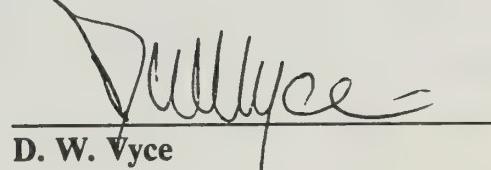
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. W. Vyce
Director of Property

SUBJECT: Crown Point East Park
Transfer of Funds

RECOMMENDATION:

That \$6,000 be transferred from the Reserve for Parkland Acquisition Account No. CH 00201 to the Crown Point East Park Account No. CF 5590 628650001, revising the authorized cost of the Crown Point East park project from \$277,000 to \$283,000 to cover the costs of demolishing 122 Province Street North required for the Crown Point East Park Development.



D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

- a) See above recommendation.
- b) The 1993-2002 Ten Year Capital Budget Program has a provision for the acquisition of parkland in 1993 in the amount of \$200,000 and \$300,000 to be financed from the Reserve for Parkland and the Reserve for Property Purchases, respectively.
- c) With the approval of this transfer, the balance of the funds available for 1993 is \$494,000.

1993 February 25
Parks and Recreation Committee
Page 2

BACKGROUND:

The funds to be transferred will be used for the demolition of a City owned house at 122 Province Street North. The subject property was purchased on March 3, 1982 for \$24,000, as it is required for inclusion into the future development of the Crown Point East Park with the house to be rented until such time as the park development begins.

Upon receiving a complaint from the most recent tenant, a detailed inspection of the house was carried out in August of 1992 by the City's Property and Maintenance Division. Subsequent to inspection, a report outlined that there existed significant structural inadequacies and several other service and architectural problems which have been occurring over a period of time. The report estimated that costs to repair these problems could possibly be in excess of \$20,000.

In consideration of the substantial amount of funding that would be required to upgrade the property to a safe and acceptable level, it was determined that demolition of the house would be in the City's best interest. This recommendation was concurred with by the Parks Division of the Public Works Department and demolition of the house was completed on February 10, 1993 at a cost of \$6,527.

The Crown Point East Park Account is currently in overdraft by \$5,444.25 (due to the cost of the demolition). Therefore, we respectfully recommend the transfer of \$6,000 from the Reserve for Parkland Acquisition Account No. CH 00201 to the Crown Point East Park Account No. CF 5590 628650001 to cover the cost of this demolition.

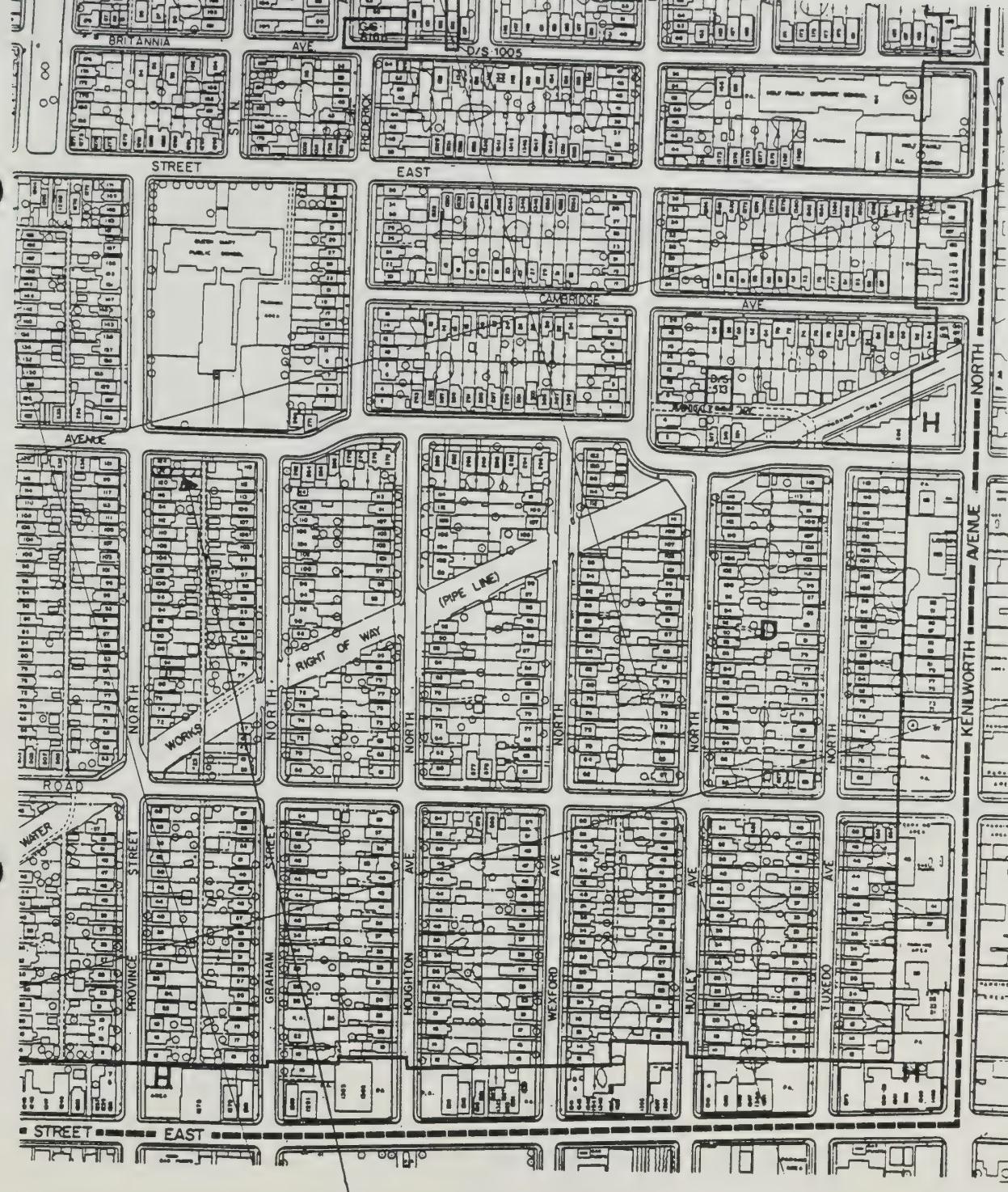
KN/klb

c.c. S. Reeder, Secretary, Finance and Administration Committee

Allan C. Ross, Treasurer

R. Swan, Manager, Building Operations and Maintenance Division

B. Chrystian, Manager of Parks, Public Works Department

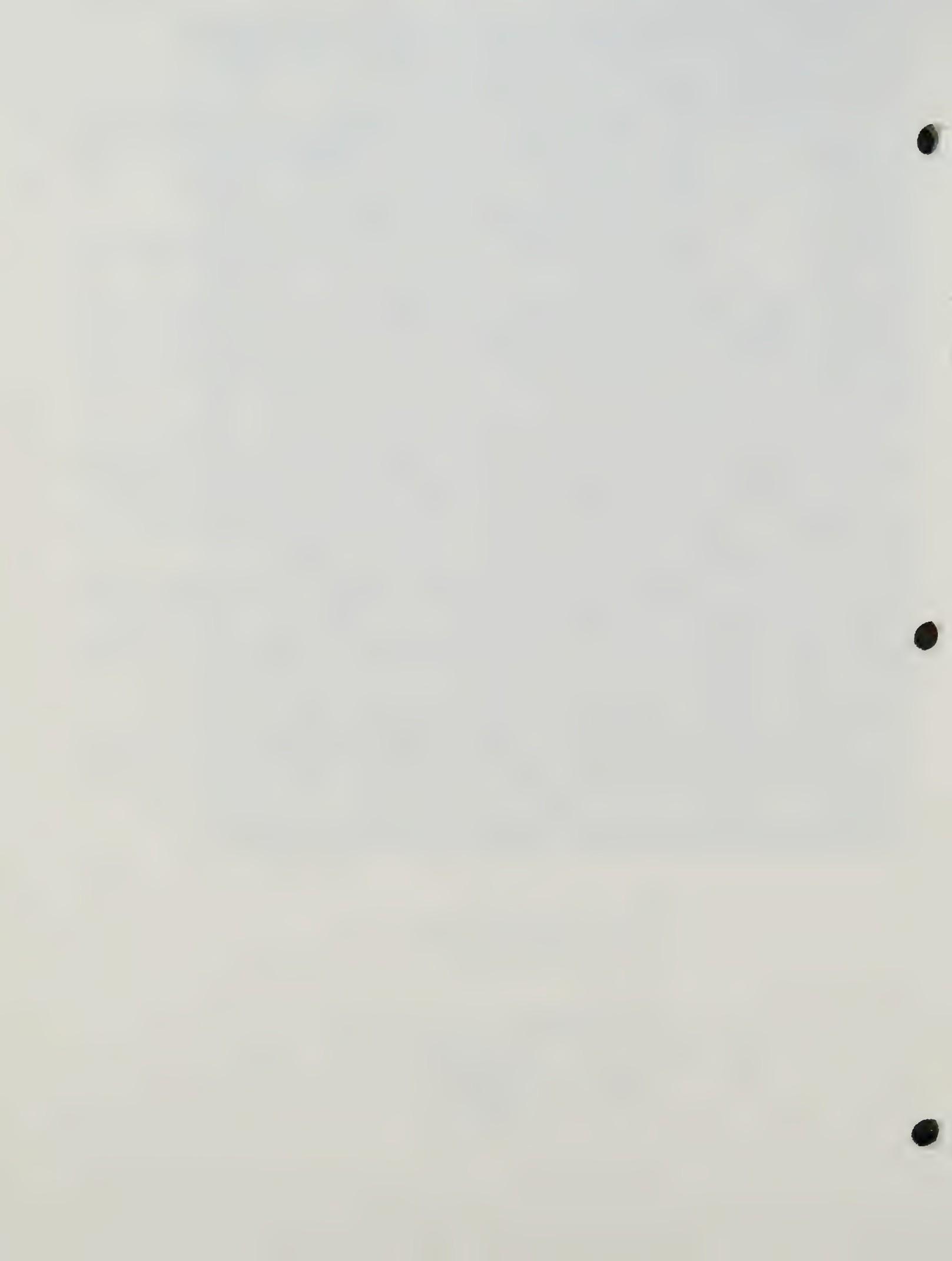


Subject Property
122 Province St N

72	73	74
35	34	68
37	36	9

CITY O'

三



3(d)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 22

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. W. Vyce
Director of Property

SUBJECT: Lease
Hamilton Bay Sailing Club
Pier 4 Park

RECOMMENDATION:

- a) That the City Solicitor be authorized and directed to prepare a Lease Agreement in favour of the Hamilton Bay Sailing Club in accordance with the following terms:

Property: Basement and Compound of the Gartshore Thomson Building,
Pier 4 Park.

Area: Basement: 1,100 square feet
Compound: 5,900 square feet

Rental Rate: i) \$2,246 per annum.

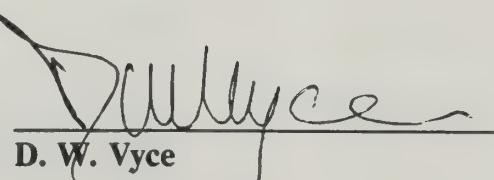
ii) \$10,000 prepaid rent payable on execution of the Lease.
This prepaid rent is to be applied to capital costs to renovate and to conform with Ontario Building Code requirements to allow the Hamilton Bay Sailing Club to be located in the Gartshore Thomson Building.

Term: March 1, 1993 to November 30, 1994.

Operating Costs: The Tenant to pay all operating costs plus any realty taxes for the leased area, including and not limited to heat, hydro, maintenance costs and security system.

Renewal: The Tenant has the right to renew the Lease for a three (3) year period, rate and terms to be mutually agreed to prior to the expiry of the Lease.

- b) That the following clauses be contained in the Lease:
 - i) That the Hamilton Bay Sailing Club is offering a service to the public and is open for public membership.
 - ii) That the fenced in storage area is exclusively for the storage of club boats and not boats privately owned.
 - iii) That City of Hamilton Staff have unrestricted access to the mechanical room at all times.
 - iv) That the Club agrees to run a non-profit organization - open for public membership.
 - v) That occasional vehicle access to the compound will be allowed as required solely for the purpose of trailering boats. No parking will be allowed in this area.
 - vi) That the Club will submit a list of all members to the City each year of the agreement.
 - vii) That access to the maintenance and mechanical room must be kept neat and tidy.
 - viii) That the Club pay for their share of yearly security costs.
 - ix) That the Club has no access to other areas of the building without the consent of the Lessor.
- c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.



D. W. Vyce

BACKGROUND:

The Hamilton Bay Sailing Club has leased approximately 6,400 square feet of shoreline since 1982 from the City of Hamilton. With the development of the Pier 4 Park, it was decided that by having the Hamilton Bay Sailing Club as tenants of the Gartshore Thomson Building, it would provide extended hours whereby the facilities would be more accessible to the public after hours and on weekends, and would also provide greater security. The above recommendation to lease the basement of the Gartshore Thomson Building provides the City with a very fair rental rate.

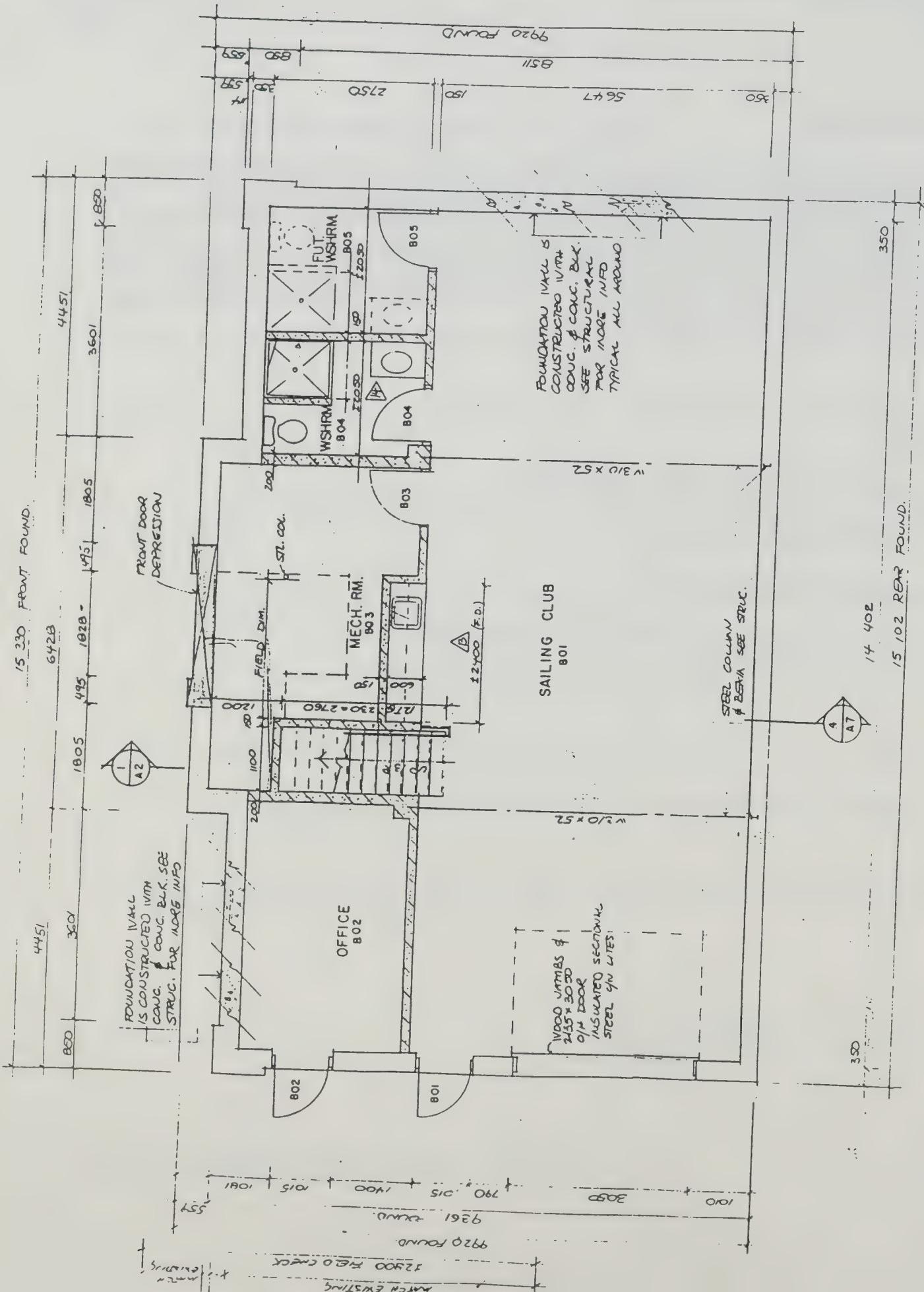
RJH/klb

c.c. Joe Pavelka, Chief Administrative Officer

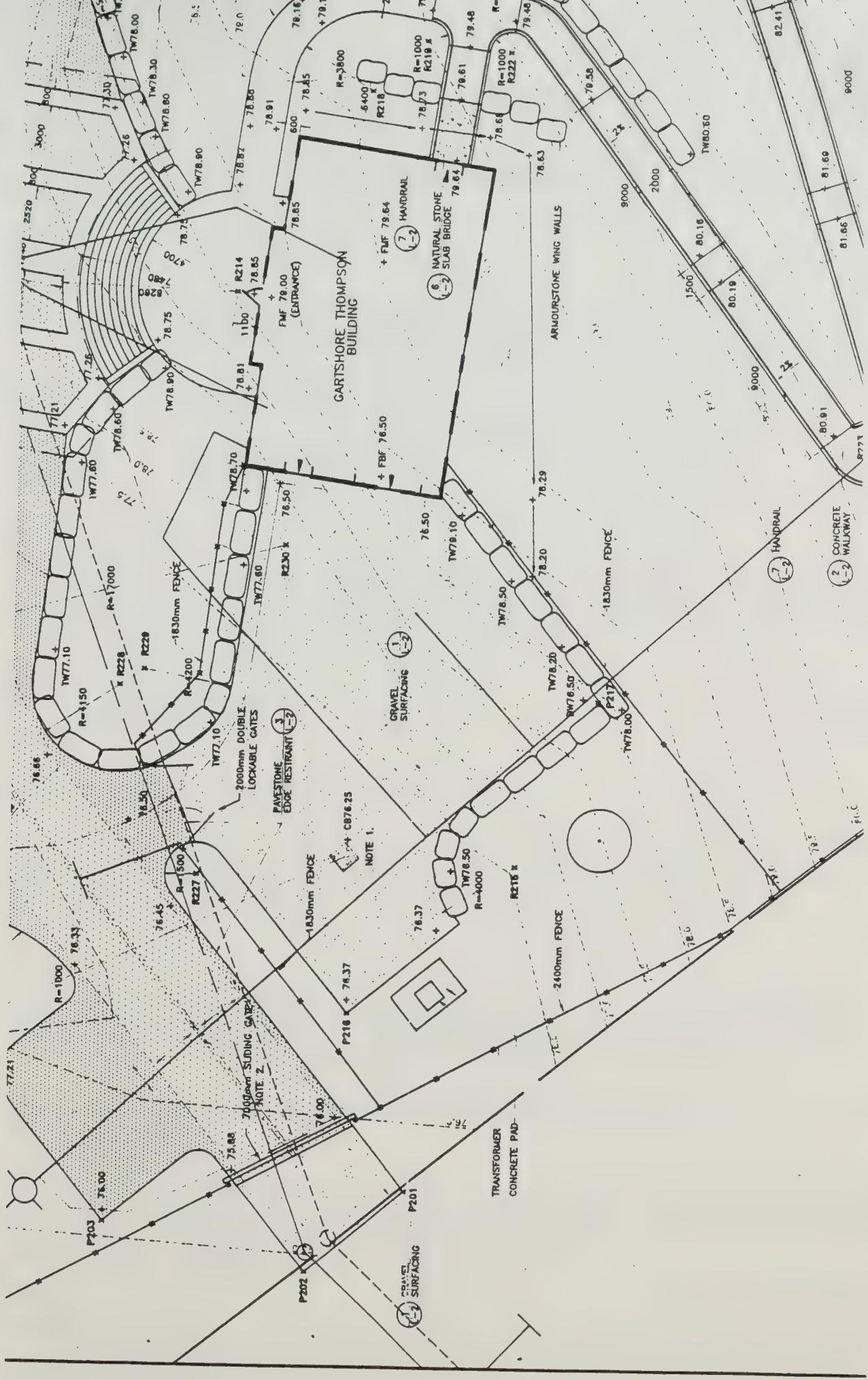
P. Noé Johnson, City Solicitor

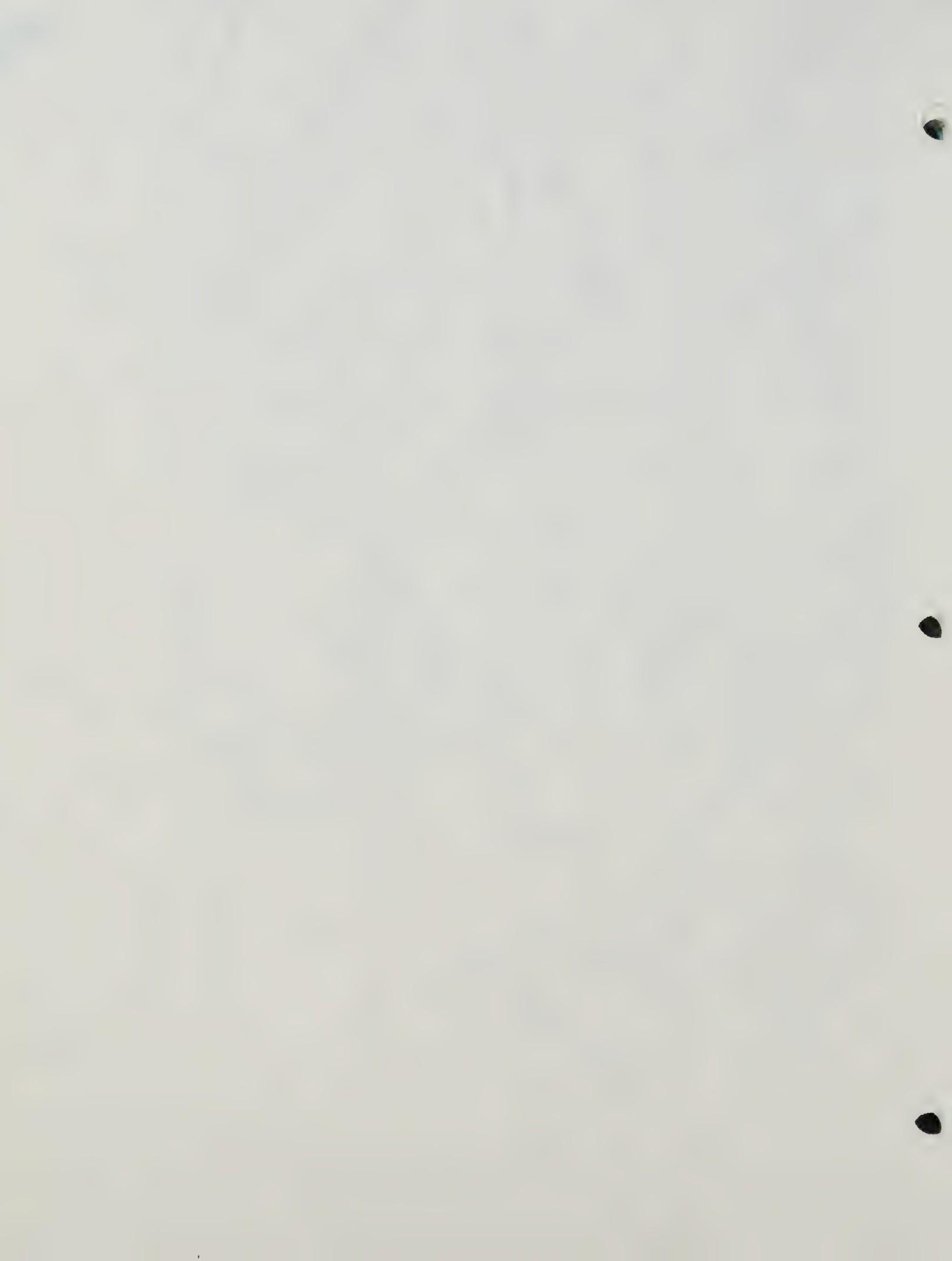
Allan C. Ross, Treasurer

B. Chrystian, Manager of Parks, Public Works Department



BASEMENT PLAN





4(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 25

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Hamilton Lifeguard Team

RECOMMENDATION:

That approval be given for the selection of a City of Hamilton Lifeguard Team to compete in the Provincial Evaluation Competition promoting new higher levels of swimming skills, rescue effectiveness, first aid application and public safety awareness.


Bob Sugden, Director
Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Lifeguard Team will be attempting to off-set all costs to the Department by fundraising. The Department has agreed to pay any costs that remain outstanding from account CH55204-70001. Combined amounts shall not exceed \$1,000.00.

BACKGROUND:

Although other municipalities have traditionally used this vehicle for developmental enhancements and initiatives for the lifeguard programs, the January 9th local competition, report attached, was the first Lifeguard Competition Evaluation Program for Hamilton.

This undertaking reflects a high commitment to aquatic excellence shared throughout the lifeguarding staff.

In the last three months, Hamilton lifeguards have been involved in three life threatening rescues with no loss of life. The contribution of rescue readiness, through stringent training and evaluation, is considered a major factor in an enviable record.

BS:mp
Attach.

THE HAMILTON DEPARTMENT OF CULTURE AND RECREATION

LIFEGUARD COMPETITION EVALUATION

JANUARY 1993



Submitted by

Kathy Jerred
Aquatic Supervisor

Department of Culture and Recreation

Lifeguard Competition

Purpose

The purpose of the Lifeguard Competition is to increase public awareness of Lifeguards as dedicated professionals.

Lifeguard competitions provide an educational exchange between staff and development of Lifeguarding skills knowledge and techniques.

Goals and Objectives

- 1) To educate the public about potential dangers that may arise through unsafe water activities.
- 2) To raise Public awareness for lifeguards as dedicated professionals.
- 3) To provide an opportunity for educational exchange between lifeguard staff and the development of new concepts in lifeguarding.
- 4) To provide a challenging test and constructive evaluation and feed back of lifeguarding skills and techniques.
- 5) To Maintain the Hamilton Lifeguarding standards at a High Level.



The Hamilton Department of Culture and Recreation's first intercity Lifeguard competition was held on January 9, 1993 at Sir Allan McNab Recreation Centre. The meet ran from 11:00 a.m. to 5:30 p.m., with 10 teams from 9 of the 11 Hamilton Department of Culture and Recreation facilities competing in 3 events, First Aid and Resuscitation, Lifesaving Relay and Aquatic Emergency Situations. A social and awards presentation was held following the meet at Mountain Arena.

First Aid and Resuscitation Event

Purpose: To test the first aid and resuscitation skills of team members.

Description: 2 team members were responsible for the treatment of prearranged victims.
The two team members were selected at random by draw.

Aquatic Emergency Situations

Purpose: To test the emergency procedures of each lifeguard team. This evaluation includes the analysis of individual and team skills.

Description: Each team was required to lifeguard the Pool for approximately 15 minutes
During this time each team was required to deal with at least 3 incidents that occurred in the facility.
Teams were evaluated on their responses to emergencies and scanning skills.

Lifesaving Relay

Purpose: To test a teams fitness and skill by its ability to perform a physical standard.

Description: The relay is a timed event, each competitor swims 50 meters comprised of 3 parts.

- 1) 25 meter freestyle swim head up approach.
- 2) Retrieve a 10lb weight from the bottom of the pool and place it on the deck at the end of the lane.
- 3) 25 meters carry of passive victim which will be waiting at the end of the lane.

The Hamilton Department of Culture and Recreations first Lifeguard competition was a tremendous success. the meet ran smoothly due to the enthusiastic efforts of all fulltime Aquatic Staff.

A media release was sent to the following Media departments of the Hamilton Spectator, CHCH T.V., 1150 Golden Oldies and CHML radio stations. All of which gave excellent coverage of the Lifeguard Competition. (Included in the report is a copy of the Media release.)

Medals were presented to first second and third place finishers in each individual event and Trophies were awarded the first second and third place teams overall.

Medals and Trophies Presented

First Aid

- | | |
|-----|---------------------|
| 1st | Sir Wilfrid Laurier |
| 2nd | Central |
| 3rd | Hillpark 1 |

Pool Situations

- | | |
|-----|------------|
| 1st | Hillpark 1 |
| 2nd | Churchill |
| 3rd | Hillpark 2 |

Relay Event

- | | |
|-----|-----------|
| 1st | Westmount |
| 2nd | Churchill |
| 3rd | Dalewood |

Overall

- | | |
|-----|-----------|
| 1st | Hillpark |
| 2nd | Churchill |
| 3rd | Central |



Recommendations:

- 1) Meet should be held in May. This will enhance our present monthly training and give staff a goal to work towards in their training. It also allows new staff more time to develop skills knowledge and techniques before competing.
- 2) More staff are need with the organization on the meet.
- 3) Certificate presented to all staff who competed.
- 4) Awards presentation should be held at same location immediately following meet.
- 5) Leave entry the same 4 member team 18 yrs.
 6 member team 24 yrs.
- 6) Re-evaluate rules and guidelines and develop rule book for competition and judges.
- 7) Another pool judge is required to evaluate pool clearing and control.
- 8) Change lock up controller at half time.
- 9) Additional event to consider for next year Victim Assessment.



The Training Committee extends its appreciation and thanks to the many staff and volunteers who made the first Lifeguard competition a excellent success.

Beverly Bazeley
Kathy Buibulievicius
Diana Coleman
Greg Corey
Sandy Davidson
Sue Dalton
Debbie Durmmond
Lisa Fisher
Loretta Farraway
Lynn Garbett
Marianne Gaunt
Kelly Goodwin
Jim Arnet
Chris Gauthier

Gayle Hamilton
Linda Lowry
Marilyn Madden
Judy Mallory
Brenda Martin
Irene Mc Lauglin
Laurene O'Raw
Gayle Payne
Leslie Taylor
Linda Lowry
Linda Royal
Barbra Raue
John Madden
Bob Madden



Financial Report
Department of Culture and Recreation
Lifeguard Competition

Budget		600.00
Item	Expenditure	
A&P	4.98	
Beckers	5.08	
Zarky's	7.99	
Texas Country Market	35.00	
Tim Hortons	50.00	
The Backery	7.72	
Pizza Centre	300.00	
Fortinos	97.91	
Battery Plus	27.56	
Big V Drugs	21.01	
Grand & Toy	24.03	
Total Expenses	581.28	581.28
Balance		18.72



Attention!

Assignment Editor
or News Director



The First Annual City of Hamilton Department of Culture and Recreation Lifeguard Competition is being held at Sir Allan McNab Recreation Centre , 145 Magnolia Dr. Saturday, Jan. 9th from 11 a.m. to 6 p.m.

The competition will feature more than 60 participants from all 11 City of Hamilton aquatic facilities.

The winning team will be judged on three main events — First Aid/Resuscitation, Emergency Situation, and Lifesaving Relay.

The competition begins at 11 a.m. with the Pool Relays. From 1 p.m. to 6 p.m. Emergency Situations will be conducted in the pool and the First Aid event will be held in the Club Room.

In the First Aid/Resuscitation event each team member will respond and treat simulated injuries.

In the Emergency Situations competition teams will be required to deal with two simulated incidents — in all cases makeup (blood etc.) will be used to enhance the simulation.

The goal of the competition is to raise public awareness, recognition and appreciation of lifeguards, and to promote and educate a "Water Smart" public.

Members of the public are welcome to attend all events.

For more information contact Kathy Jerred, 561-8980 or Sir Alan McNab (on Jan. 9th) 389-2045.

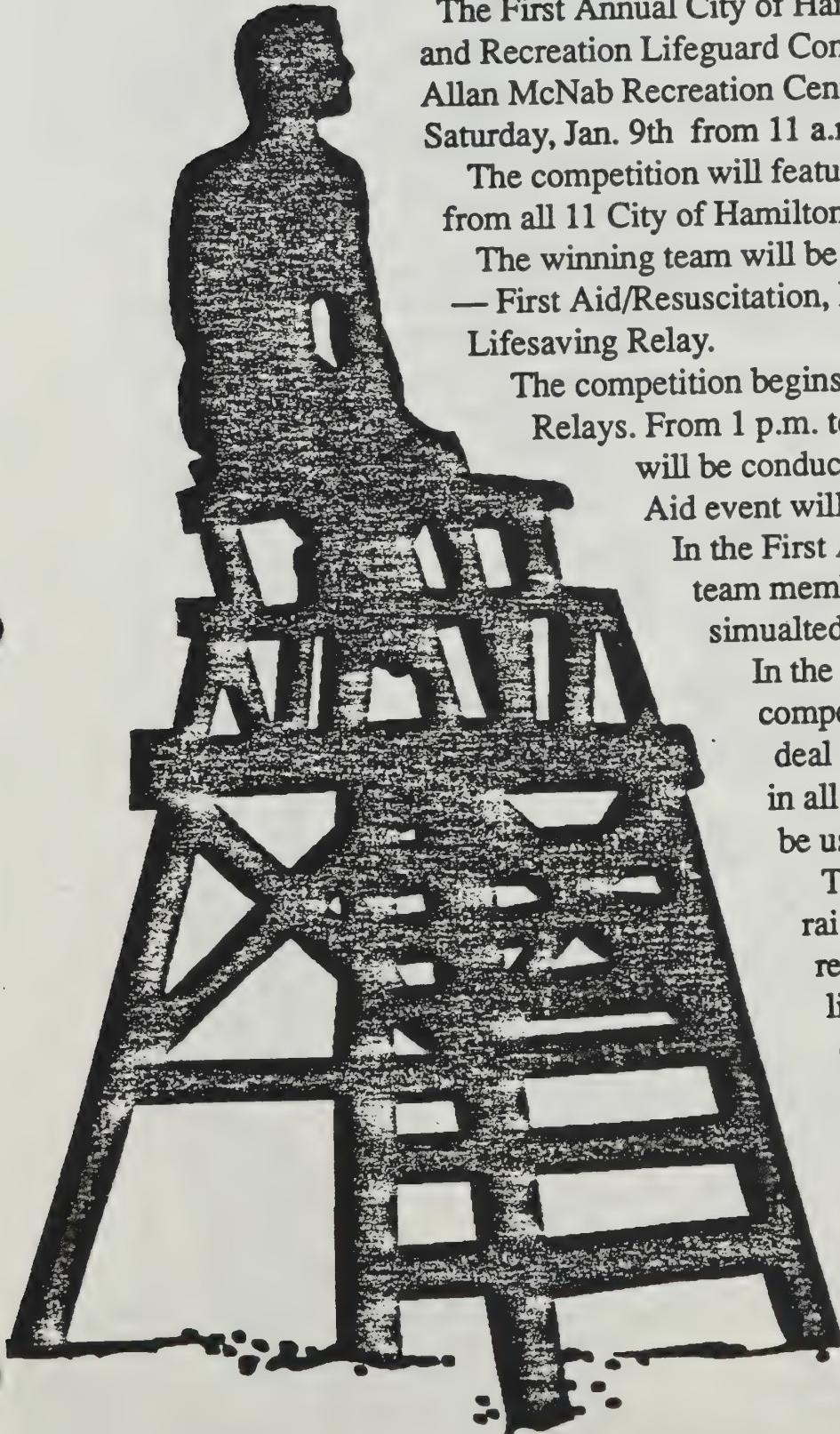




Photo by Paul Hounsen, The Spectator

Making waves for life

By DENISE DAVY
The Spectator

PERCHED HIGH on a chair by the side of a pool, the lifeguard might seem to have an easy job. But Rob Axia will tell you about the real side.

As a lifeguard at Sir Allan MacNab Recreation Centre on Magnolia Drive for the past 18 months, Mr. Axia still remembers the close call he had one quiet afternoon on the job.

Glancing around the pool, he suddenly noticed a 21-year-old man unconscious in the water.

"I had to pull him out and by that time, he was blue," said Mr. Axia, 19.

Resuscitation

"He'd had a seizure in the pool. I started giving him rescue breathing and in two minutes he came around. It was the best feeling in my life when he came to."

Mr. Axia was among 70 lifeguards from 11 aquatic facilities in Hamilton who competed Saturday in the first city-wide lifeguard competition organized by the department of culture and recreation.

Rescuing drowning victims was only one of many tests included in the event at the MacNab centre.

Participants were judged by aquatic supervisors on their skill as swimmers in a relay race as well as their knowledge of first-aid and cardiopulmonary resuscitation.

Lifeguards must be fully qualified swimmers and have passed several courses before being eligible for jobs, said Kathy Jerred, competition co-ordinator, adding it takes about two years to get through the courses.

Ms Jerred said the competition was organized both for the lifeguards and to offer the public a glimpse of the skills needed for the job.

"The public doesn't always realize what else lifeguards can and do," said Ms Jerred.

"They see them telling kids not to run and things like that that are all very preventive."

Lifeguards do everything from



Mark pulls Cecile to safety as fellow lifeguard Karen Johnson prepares to lift her out of the pool.

helping a small child out of the pool to more serious work such as resuscitating an unconscious victim. While serious incidents are rare, Ms Jerred said lifeguards must be alert at all times for problems.

They must also have proven communication skills and be able to deal with the public.

Volunteers for Saturday's event were trained to be "victims" and taught how to simulate such

things as drowning and seizures, said Ms Jerred.

First-place honors were taken by Hill Park Recreation Centre 1, with Sir Winston Churchill coming in second and Central Memorial third.

INTERFACILITY LIFEGUARD COMPETITION

JAN. 9, 1993

AGENDA

9:30 Judges Meeting
10:00 Warm up (pool)
10:30 Team Captains Meeting
11:00 Pool Relays - all teams
1:00-6:00 Emergency Situations (Pool)
 First Aid (Club Room)

7:00 Social Mountain Arena
 25 Hester St.
 Hamilton, Ont.
 Phone: 389-6891

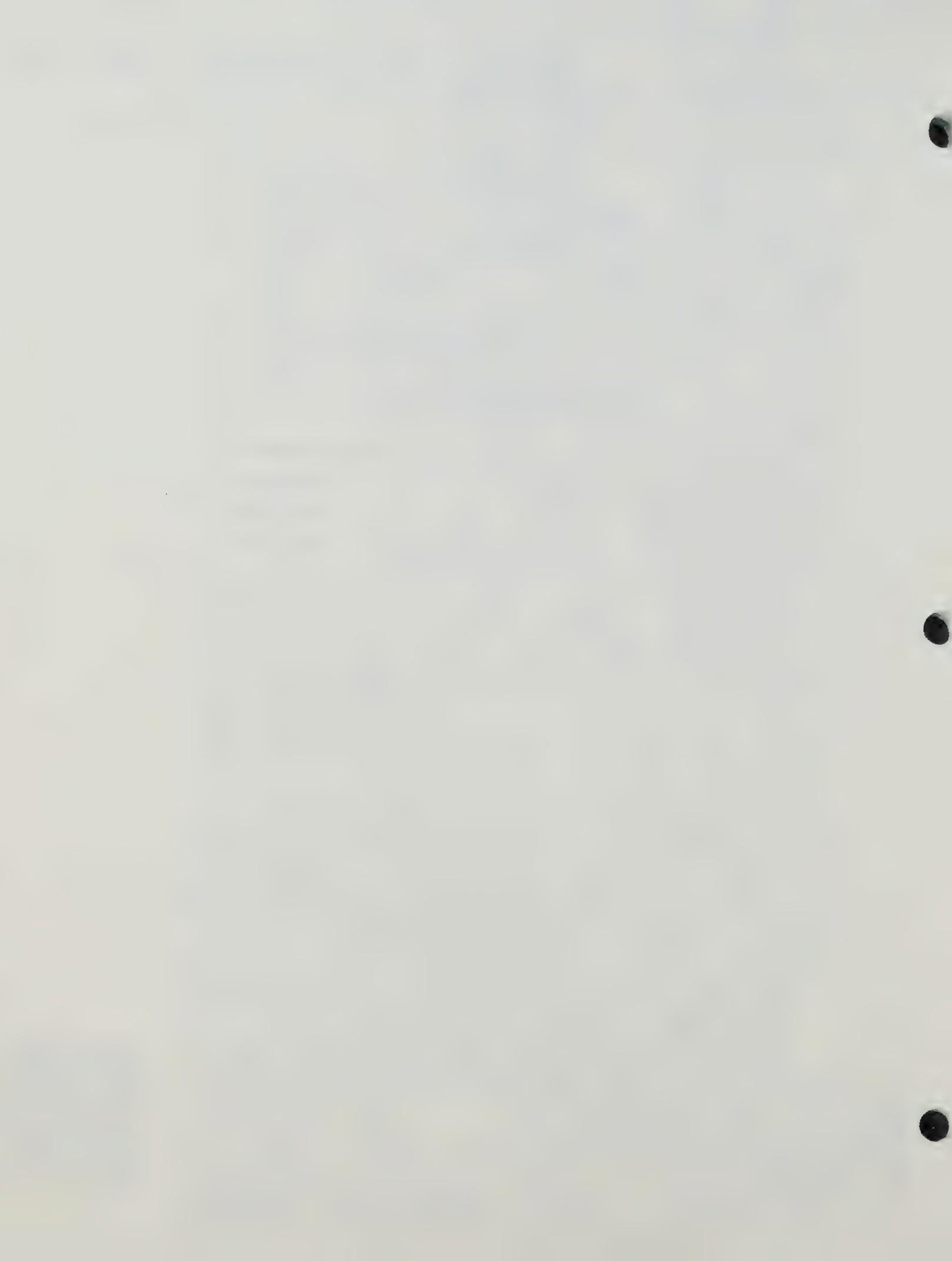
HAMILTON LIFEGUARD COMPETITION

SPONSORED BY

COCA-COLA

DEPT. OF CULTURE AND RECREATION





4(b)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 23

RECEIVED

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FEB 23 1993

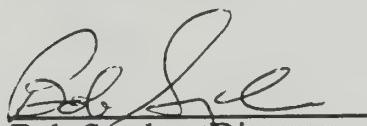
FROM: Mr. Bob Sugden
Director of Culture and Recreation

CITY CLERKS

SUBJECT: The Corporate Challenge

RECOMMENDATION:

That the Department of Culture and Recreation support the program leadership for the 10th Annual Corporate Challenge sponsored by the Hamilton and District Chamber of Commerce, 1993, June 13.



Bob Sugden, Director
Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Staff time only.

BACKGROUND:

The Department of Culture and Recreation with the Ministry of Tourism and Recreation collaborated in 1984 with the Chamber of Commerce to organize the first Corporate Challenge.

It has grown to involve some 100 teams from business and industry in fun competition promoting fitness and human relations in our community.

BS:mp
Attach.

Panorama

Official Publication
of the Hamilton and District Chamber of Commerce



Corporate Challenge '93
Sunday, June 13th - Register your team now!

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 23

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

4(c)
RECEIVED

FROM: Mr. Bob Sugden
Director of Culture and Recreation

FEB 23 1993

SUBJECT: International Children's Olympics

CITY CLERKS

RECOMMENDATION:

That the International Children's Olympics perspectus be approved for presentation to the International Children's Olympic Committee outlining the planning commitment by the City of Hamilton for the lead-up participation in 1993 and the Hosting in 1994.



Bob Sugden, Director

Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

City budget amount for 1993 - \$50,000.00

City budget amount for 1994 - \$64,000.00

of a \$520,000.00 budget proposal requiring senior levels of Government, Corporate Sponsorship and community fundraising.

BACKGROUND:

The Hamilton Bid for the Games was confirmed in Lausanne, Switzerland in March of 1992 as approved by the Parks and Recreation Committee.

The International Committee requires a year ahead perspectus of the host cities planning strategy at their Annual Meeting scheduled for April 12 - 16, 1993.

The Host Committee has been meeting on a regular basis under the Chairmanship of Mr. Colin Millar and team selection for 1993 will be completed by March 30.

A copy of the perspectus - The Tradition, The Spirit, The Challenge is attached.

BS:mp
Attach.

INTERNATIONAL CHILDREN'S OLYMPICS



The Tradition, The Spirit, The Challenge

HAMILTON

CANADA

JUNE 16 - 19, 1994



History of the Games

History of the Games



For the first time in its 25 year history, the International Children's Olympics are coming to North America. From June 16 to 19, 1994 the City of Hamilton will host hundreds of young athletes from around the world with dreams of personal best. Flags from over 20 countries will fly proudly over the City of Hamilton, the first city in the Western Hemisphere ever chosen to host this international youth sports event.

The International Children's Olympics will provide an opportunity for Canadian youth to meet international competition at home.

This unique event will include: fireworks, music, multicultural celebrations, a parade and of course, the athletic pursuits of some of the world's finest young athletes.

To date, 23 countries have been involved with the Children's International Games with over 200 participating teams in more than 75 cities.

Participating countries in past Games include:

Germany	Italy
Andorra	Luxembourg
Austria	Monaco
Belgium	Norway
Spain	Poland
Bulgaria	San Marino
Finland	Switzerland
France	Czechoslovakia
Great Britain	Canada
The Netherlands	Turkey
Hungary	U.S.S.R.
Israel	Yugoslavia

History of the Games



Hamilton's Involvement

A NEW ERA

On Friday, March 20, 1992, the Children's International Games entered a new era. S.E.M. Juan Antonio Samaranch, President of the International Olympic Committee, pledged his full support to the Children's International Games as a grass roots, less competitive performance opportunity to give children the goodwill experience of sport. Accompanied by Mme. Francoise Zweifel, I.O.C. Secretary General, and Gilbert Felli, Director Sportif, a landmark meeting at the I.O.C. headquarters was convened to officially recognize and chart a future for the Children's Games program.

The Children's International Games have existed on the European continent for 25 years and have involved over 70 cities in athletics focused on friendship and competition. Founder Metod Klemenc of Slovenia, and President Fritz Glenz of Darmstadt, Germany, responded enthusiastically to this I.O.C. support. The new partnership resulting from the focus provided by Emmanuel Braunschweig of Lausanne, will foster a close working relationship between the Children's Olympics and the I.O.C. and promises a bright

future. The international delegates unanimously supported this direction.

Canada was represented at the C.I.G. General Assembly / Committee table for the first time at the request of the Executive as a result of 1990 participation in the Games in Uzhgorod, Ukraine. Robert Sugden, Director of Culture and Recreation, Hamilton, attended this meeting in Lausanne. Both I.O.C. President Samaranch and International Olympics President Glenz encouraged participation from Canada and recognized the support for the 1994 Games in Hamilton as important for Children's Olympic Development. With the endorsement of the International Olympic Committee, the International Children's Games adopted the new name, the "International Children's Olympics" which will be used for the 1994 Games in the City of Hamilton. Further talks pointed to an I.C.O. / Canada Group which can serve the cause of the Games in the West. A number of options were presented by Herr Emmanuel Braunschweig for follow-up appropriate in Canada.



Lead Up To 1994

Course of Action

Important Principles

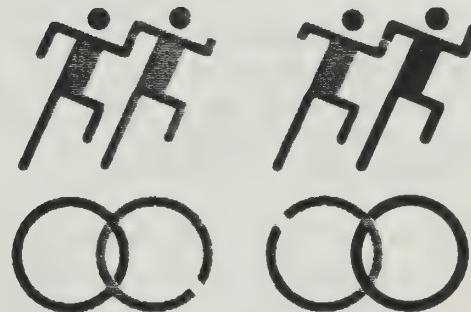
The Challenge Ahead

General Assembly

Lead Up to 1994

T he Challenge Ahead

The new world adage of "one small step, one giant leap" is never more true than in examining the International Children's Olympics. The spirit of what is achieved in these exchanges is recognized from grass roots to the senior most level of the I.O.C. World history is shaped by many small elements which combine to reshape people and circumstances. This elementary position is ever more critical in our global community and the values by which we all live. The Canadian involvement will endeavour to enhance these principles. The five rings and the five linked figures symbolize both a challenge and an opportunity now extended West.



G eneral Assembly Members / Special Meeting – March '92

DELEGATES — LAUSANNE

I.O.C. President
S.E.M. Juan Antonio Samaranch

Secretary / General I.O.C.
Mme. Francoise Zweifel

I.O.C. Sports director
Gilbert Felli

I.C.G. President
Fritz Glenz – Darmstadt, Germany

I.C.G. Honourable President
Emmanuel Braunschweig – Lausanne, Switzerland

I.C.G. Founder
Metod Klemenc – Radonje/Slovenian

I.C.G. Secretary
Karl H. Ritter – Darmstadt, Germany

I.C.G. Treasurer
Roger Bafflon – Geneva, Switzerland

Others in attendance included the directors and representatives from the numerous participating and hosting nations including Robert Sugden, Director of Culture and Recreation of Hamilton.

Lead Up to 1994

Course of Action

A number of steps are now scheduled to be taken to familiarize Canadian authorities with the Children's International Olympics - Canada (C.I.O. - Canada) and to encourage support in organization and participation at all levels.

Twin city links between cities in the West will be used to promote the Games and invite participation. A preliminary steering group would be developed for reporting purposes and communication with Europe.

A number of significant events would unfold, as follows:

June 18 – 21, 1992
Games in Geneva, Switzerland

March 1993
I.C.O. Annual Meeting in Monte Carlo

April – May 1993
Communiqué and Development

July 1993
Games in Darmstadt, Germany

July 1993 – February 1994
Communiqué and Development

March 1994
I.C.O. Annual Meeting in Canada

June 16 – 19, 1994
Games in Hamilton, Ontario, Canada

Continuous reports will be submitted between Europe and Canada to correct the course of this timetable and the International Program.

Important Principles

The "Rules for Organizations" adopted by the General Assembly in DARMSTADT 1988 will be the guiding document for the I.C.O. (Can) along with the three principles of the program:

1. Grass roots goodwill participation before high performance.
2. Core sports of track and field and swimming
3. Cultural focus for participants and participation

The nature of international children's games is not one of intense competition or large numbers. A core team of eight girls and eight boys, split in track and field and swimming, is considered basic. If other sports are selected, these numbers may grow. The host and visiting teams determine the focus of the cultural participation. The cultural element is a factor in selection of participants to further the international goodwill between countries.



The Hamilton Commitment

The Games Are About

Beyond The Competition

The Games' Theme

The City of Hamilton

The Hamilton Commitment

T

The Games Are About:

- Focusing on the world's young athlete
- Fostering national pride through the promotion of Canadian values, fair play, excellence, equality, acceptance of cultural differences, and showcasing these values to other cities and nations worldwide
- Representing the true diversity of Canada from East to West, including cities from the West and East coast, Ontario and Quebec
- Approximately 1,000 athletes, coaches and delegates representing some 20 nations and 30 cities
- Sports events including: track & field and swimming and other demonstration sports
- Equal representation of females and males
- Media coverage throughout Ontario and parts of Canada

B

beyond the Competition

These Children's International Olympics offer a broad spectrum of opportunities to all involved. In addition to the athletic competition, the Games include:

- Cultural events through Games ceremonies and a community festival
- Participation of disabled athletes
- Native participation, integrated into an international sporting event for the first time.
- Educational conferences before and during the Games, with special recognition of the importance of volunteers in amateur sport
- Community participation encouraged through promotion of the Games in local sports programs and schools
- Enhancement of international sports and a legacy that will serve to promote, recognize and educate those involved in amateur sports
- The development of a sports model that will best deliver amateur athletics and sporting events

The Hamilton Commitment

The Games' Theme — Tomorrow's Dreams

As the host city of the 1994 International Children's Olympics, the City of Hamilton pledges to stage the most successful Games ever, creating a microcosm of sport, incorporating the values and vision of sport in Canada. As the Games' participants represent tomorrow's future of participation in sport, the Games and its events represent the priorities that will guide the way ahead for the future of Canadian sport.

The Games' theme, "*Tomorrow's Dreams*", symbolizes the aspiration of all young athletes to develop into tomorrow's future Olympians. The I.C.O. is the only multi-sporting event in

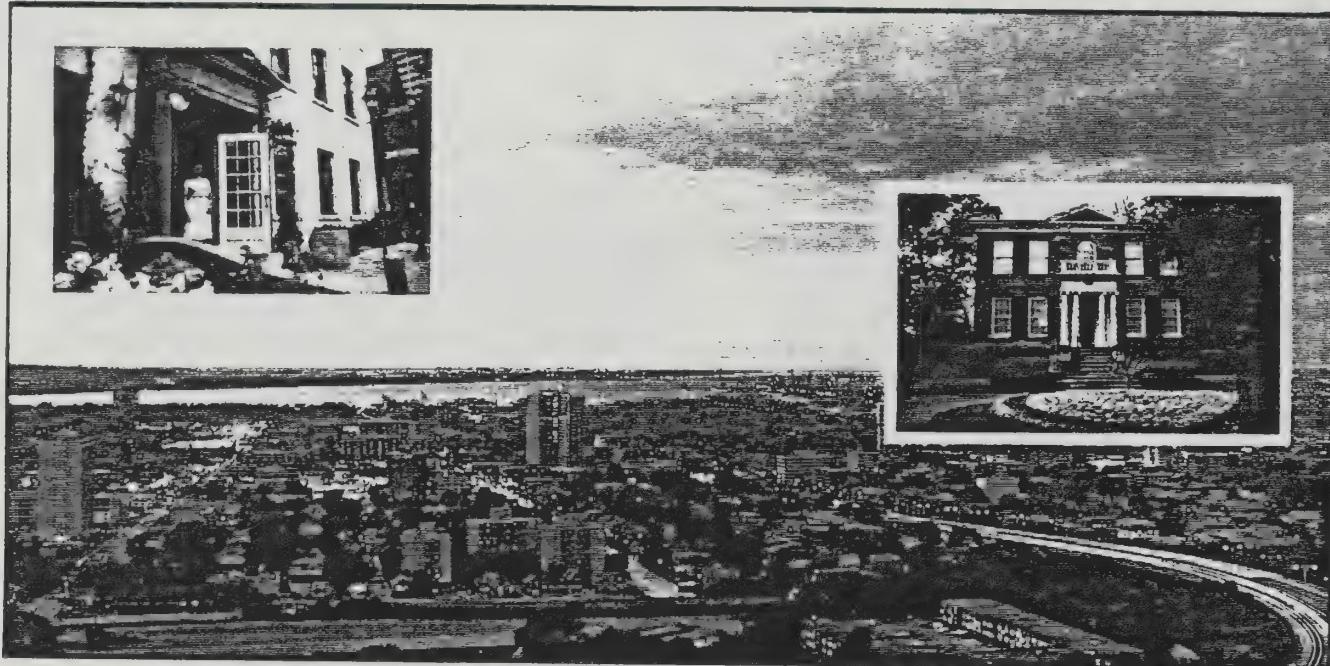
which children throughout the world are given the opportunity to compete in sport internationally. The participant age (11 - 15 yrs) is ideal for children to learn the values of competition and fair play. It is through rare opportunities such as the International Children's Olympics that our young athletes will begin to dedicate themselves towards personal excellence. The Hamilton commitment is to begin to fulfill these dreams by providing the opportunities TODAY...TOMORROW and BEYOND.

These are the visions, pledges and accepted challenges of Hamiltonians eager to host the 1994 International Children's Olympics.



CANADIAN SPORT IMAGES

The Hamilton Commitment



The City of Hamilton

GETTING TO KNOW US

The City of Hamilton is located at the pulse of Canada's economic heartland. The City affords a blend of big city sophistication with small-town spirit. Hamilton is a major event and attraction destination, and it is one of Canada's truly multicultural communities.

Hamilton is also one of Canada's most energetic cities. With a population of 317,000 and with more than four million people living in a radius of 100 km, Hamilton is known as a hotbed for sporting events and Hamiltonians, for their avid support.

This is a city which is pre-eminent in industry, science, education and the arts. It is a giant in steel

production, but it is shaded by more green trees per residential mile than any other city in Canada.

Hamilton is a city of knowledgeable and responsive sports fans — warm hosts with warm hearts, candid and discerning observers who by their very nature are wholeheartedly supportive of community and nation.

It is a city of thousands of recreational sports participants, and of hundreds of coaches, managers and supporters who labour in the junior-age leagues where the fibre of championship contention is shaped and tempered.

The Hamilton Commitment

Hamilton is a city which has a lengthy list of provincial, national and international events it has hosted or will host in 1993. The following are just some of these major events.

- 1894 - present Around the Bay Road Race Marathon
- 1908 - present Highland/Spectator Indoor Games
- 1930 British Empire Games
- 1958 - present Annual CANUSA Games
- 1976 Pre-Olympic Basketball Trials
- 1985 World Junior Hockey Championships
- 1987, 1991 Canada Cup
- 1988 Ontario Summer Games
- 1990 Memorial Cup
- 1990 Canadian Dairy Cycling Championship
- 1991 Canadian Brier
- 1991 Ontario Games for the Physically Disabled
- 1992 Canadian Cycling Trials
- 1992 Ontario Senior Games —ACTIFEST
- 1992, 1993 Pan Am and World Judo Championships
- 1993 Canadian Figure Skating Championships
- 1993 World University Games — Women's Competition



Through the hosting of these many events, Hamilton has the officials and volunteers to conduct the Games in accordance with the international rules of the C.I.G.

The City of Hamilton is again proud to invite and host participants and spectators from around the globe to share our excitement for the International Children's Olympics.



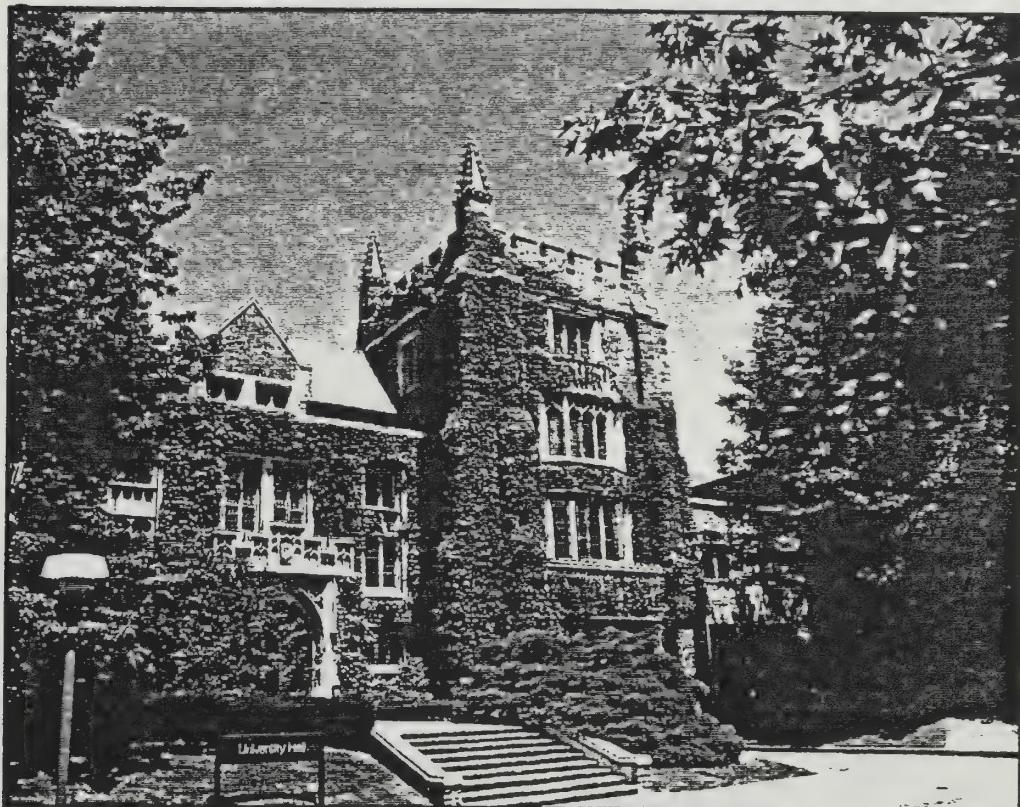
Facilities

McMaster University

McMaster Medical Centre

Hamilton Convention Centre

Facilities



M McMaster University

EVENTS

Hamilton, as host for the 1994 International Children's Olympics will utilize McMaster University as the Athletes' Village.

McMaster University will be the venue for the accommodations, dining services and sports facilities for the athletes, coaches and officials. Participants will also be able to use the various facilities of McMaster for training and leisure activities. Additional accommodations will also be available for those associated with this major event.

On campus security will work in close co-operation with local, provincial and federal forces. The McMaster Village concept was utilized at the hosting of the 1976 Pre-Olympic Basketball Tournament.

McMaster University's accommodations, dining services and sports venues are conveniently located. Each is within a five minute walk for easy access.

Facilities

M

McMaster University — The Venues Await

Accommodations

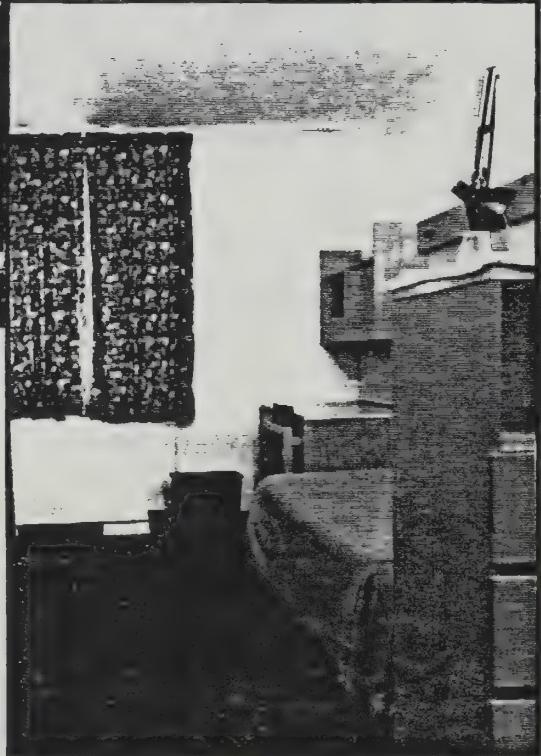
McMaster University has nine residence buildings with accommodations for up to 1750 participants.

The residences feature:

- rooms with one or two bed accommodation
- floor lounges and activity rooms for informal gatherings
- air conditioning

Dining / Food Services

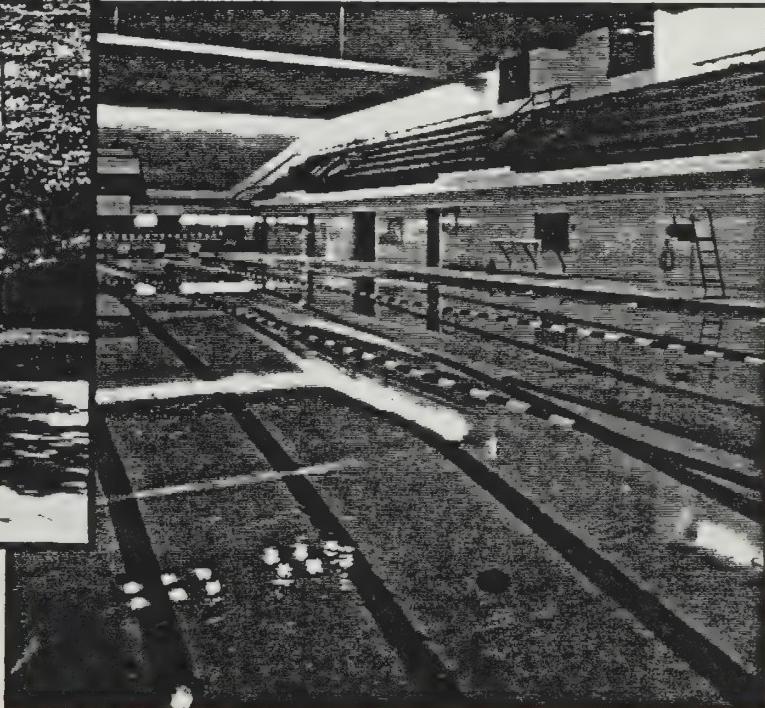
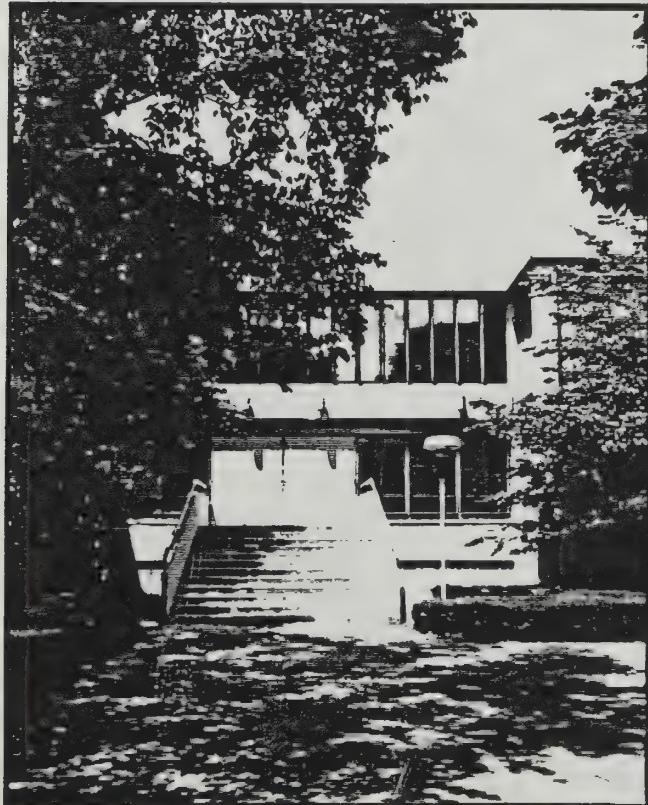
Dining facilities are conveniently located close to residence buildings. Meal provisions include a selection of nutritious foods for breakfasts, lunches and dinners, cafeteria style. Provisions for special dietary requests and a wide range of foods reflecting various cultures can be accommodated.



Facilities

M cMaster University — Sports Facilities

McMaster University sports facilities are well equipped to meet the needs of all respective events. The Ivor Wynne Centre houses the pool, a number of multi-purpose gyms and a number of supporting amenities such as sports medical treatment centre, weight room, saunas, exercise area and a number of meeting rooms. Just outside are the outdoor track and field facilities with an assortment of sports fields.



McMaster University Pool

SPECIFICATIONS:

6 lanes

Short Course length: 25m
 depth: 1m to 2m

Long Course length: 50m
 depth: 1m to 3m

Diving Boards 1m
 3m
 depth: 3m

Diving Towers 3m
 5m
 7.5m
 depth: 3m

Fixed Seating 700

Facilities



*M*cMaster University

McMaster University Outdoor Track and Field

SPECIFICATIONS:

8 lanes

Outdoor

Distance: 400 metres

Surface: all weather surface (Chevron 400)

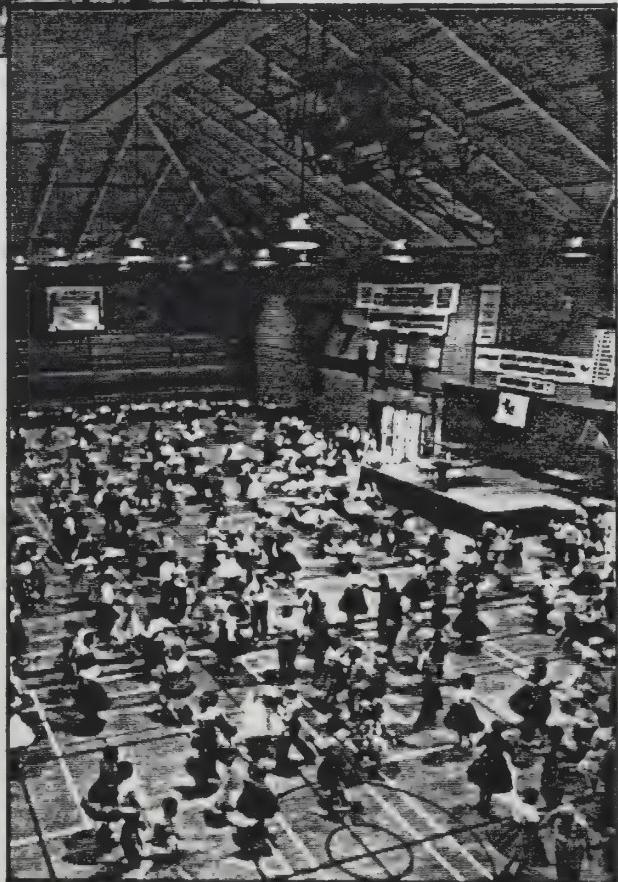
Fixed Seating 600

FIELD EVENTS:

- Pole Vault — Chevron approach
- Discus — Concrete circle
- Javelin — Chevron runway
- High Jump — Chevron
- Shot-put — Sand

McMaster University Burridge Gym

- General Purpose Gym
- Floor space adequate for five I.B.F. regulation courts
- Permanent seating for 2000
- Regulation warm-up court
- Change rooms for competitors and officials
- Medical, security and doping rooms will be accommodated within this complex

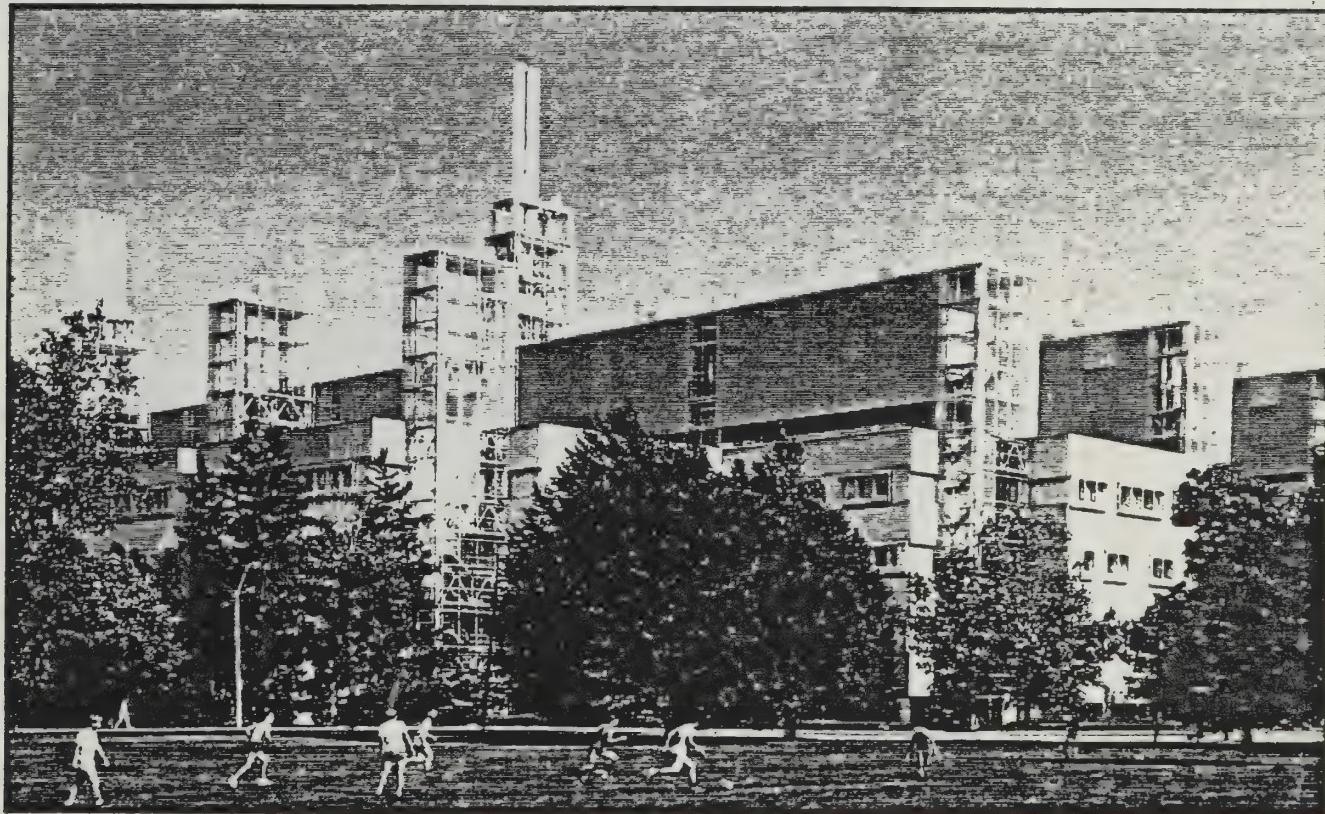


Facilities

*M*edical Centre

MCMASTER UNIVERSITY MEDICAL CENTRE

No Games Venue will be more than five minutes from Hamilton's largest, best equipped hospital. McMaster University Medical Centre, Sports Sciences Division has gained world recognition for the excellence of its work and will assuredly provide quality medical services.

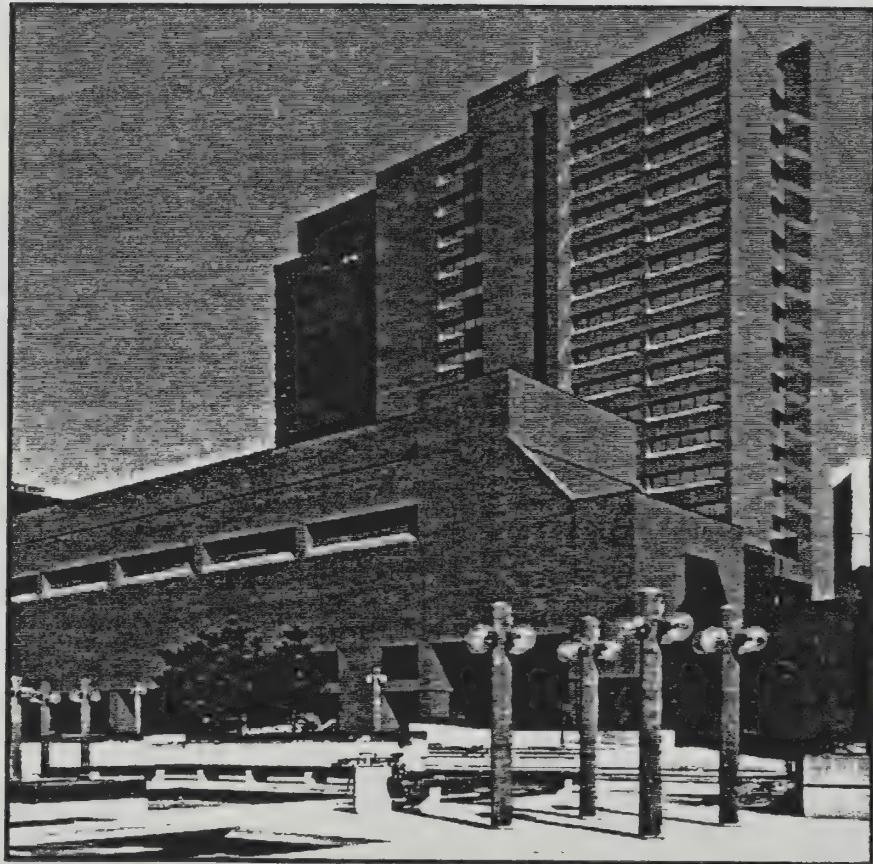


Facilities

Hamilton Convention Centre

The City of Hamilton provides a world class facility in the Convention Centre. This convention complex provides complete food and beverage services and seating for up to 1500 people in the warm, elegant surroundings of the Centre's impressive Chedoke Hall.

The Convention Centre is conveniently located in Downtown Hamilton just moments from the Art Gallery of Hamilton, Whitehern museum, Hamilton Place, centre for the performing arts and is within walking distance from the city's major hotels.





Sharing The Spirit

Sport As Education

The Games Festival

Sharing The Spirit



It has been estimated that the City of Hamilton has more volunteers per capita than any other city in Canada. With over 100 community leagues representing more than 100,000 members, its 30 recreation facilities and numerous parks provide ample opportunity for community involvement.

Annually, the City of Hamilton, in co-operation with the Hamilton Sports Council, recognizes the work of the volunteers by providing a premier Sports Banquet. This year's Banquet on Friday June 11, 1993, acknowledge the dedication of some 1200 volunteers and their support for the International Children's Olympics.

The Banquet will be followed by a major Sports Symposium on Saturday June 12, 1993, which will be promoted throughout the region and the Province of Ontario. The Banquet and Symposium

are sure to attract some of the most knowledgeable and well known individuals of Canadian sport.

A banquet and educational conference similar to this, will also be held in conjunction with the Games in June of 1994.

With this ongoing tradition of encouraging community level activities, Hamilton provides encouragement for aspiring athletes and volunteers in all amateur sports. This community has always given its wholehearted support to past events over the years. Our reputation as a volunteer leader has been reinforced during the past few years as we continue to host successful sporting events. As the organization of the Games continues, this outstanding volunteer community will be devoted to staging one of the most colourful, most memorable and most exciting Games in its 25 year history.

Sharing The Spirit

Sport As Education

Through the hosting and promotion of the Games, the organizing committee will host two educational conferences, and develop materials that will act to promote sport and its values to youth both involved in amateur sport and our education system. These materials and educational opportu-

nities will also be extended to all participating cities and nations involved in the '94 Games. The development of such opportunities will provide for personal growth through sport both on the playing field and in the classroom.

The Games Festival

Hamilton is truly a multi-cultural mosaic, with a vibrant and diverse arts community that is sure to provide a meaningful Games festival. Our ethnic community has guaranteed their full support and participation to this extensive cultural exchange. The pursuit of excellence is as important to the world of cultural achievement as it is to the world of athletics.

Through dance, art and music, the Hamilton Games Festival will focus on values which bring together all people in a common goal to promote international understanding, goodwill and friendship.





The Invitation

The Invitation

Our invitation to host this outstanding sporting event is in the sincere belief that we have the ability to present the most successful event in the Games history. We also believe that with the support of the Provincial Government, Hamilton can offer significant and long lasting benefits to amateur sport throughout the Province of Ontario and Canada. We as a City, Province and Nation can act as pioneer of sport, encouraging the values of fair play and the vision of equity and access for all.

These are the goals of Canadian Sport that should begin now with Canadian youth, so that these values can continue long after the 1994 International Children's Olympics have concluded. Let's begin to fulfill Tomorrow's Dreams.





*Games
Organizational
Committee*

Games Organizational Committee

GAMES CABINET

ROBERT MORROW, Mayor of the City of Hamilton
ALDERMAN TOM JACKSON, Chairman of Parks and Recreation
HON. LINCOLN ALEXANDER, Honourary Games Patron

GAMES EXECUTIVE COMMITTEE

COLIN MILLAR, Games Chairman
JOHNNY KIRIAKOPOULOS, Games Vice Chairman
JACK PELECH, Administration Chairman
JACK STRADWICK, Protocol Chairman
BOB SUGDEN, Director of Culture and Recreation
AL MORROW, Honourary Games Chairman
CAROL ANNE LETHEREN, President C.O.A.
TOM NEASE, Fair Play Chairman
JOANNE MALAR, Honourary Swimming Chairman

GAMES HEADQUARTERS STAFF

Department of Culture and Recreation
GARY HESSON, Manager of Recreation Services
GREG MAYCHAK, Program Coordinator
MARIE POWELL, Administrative Assistant
JACKIE TURNER, Office Manager
TONY VERRELLI, Sports Coordinator





Cost Factors

Cost Factors

As these games are not "rich" country/town focused, the spirit of participation is the most respected factor. Corporate and Government support is needed. Especially in the weakest of economic times, the role of Children's Games, the importance of interaction between countries and the need for cultural understanding are more pressing in building the next generation. Base funding is required for hosting an event to cover all visiting participants. Travel cost is fundamentally the responsibility of the visiting participants with supplementary assistance as necessary.

The City of Hamilton will provide its support towards the International Children's Olympics. The organizing committee has established many fund raising special events, is seeking financial assistance from local service groups and sponsorship from the business community. The following is a proposed budget of our projected revenues and expenses necessary to accomplish the goals of our event.

REVENUES

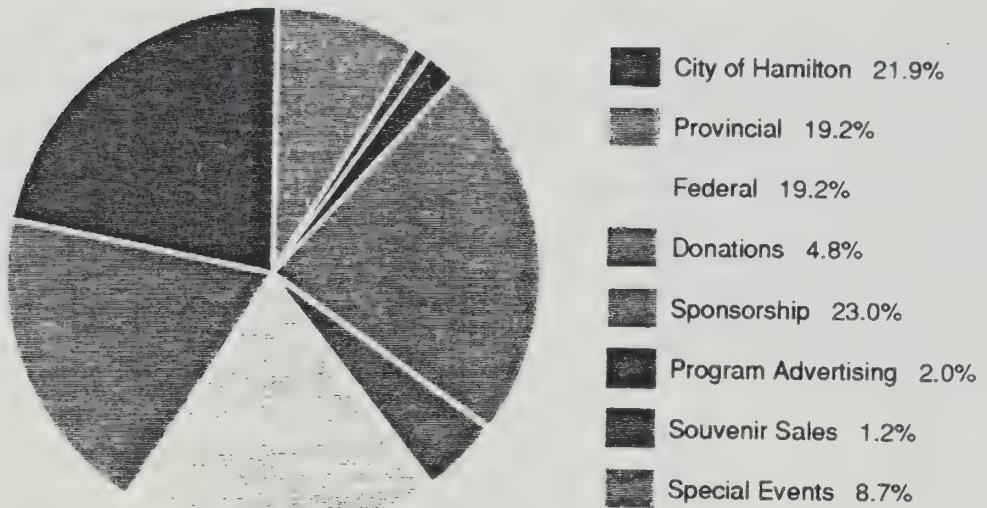
Government Funding	City of Hamilton	114,000
	Provincial	100,000
	Federal	100,000
Sponsorship	Donations	25,000
	Sponsorship	120,000
	Program Advertising	10,000
	Souvenir Sales	6,000
	Special Events	45,000
	TOTAL PROPOSED REVENUES	\$ 520,000

EXPENSES

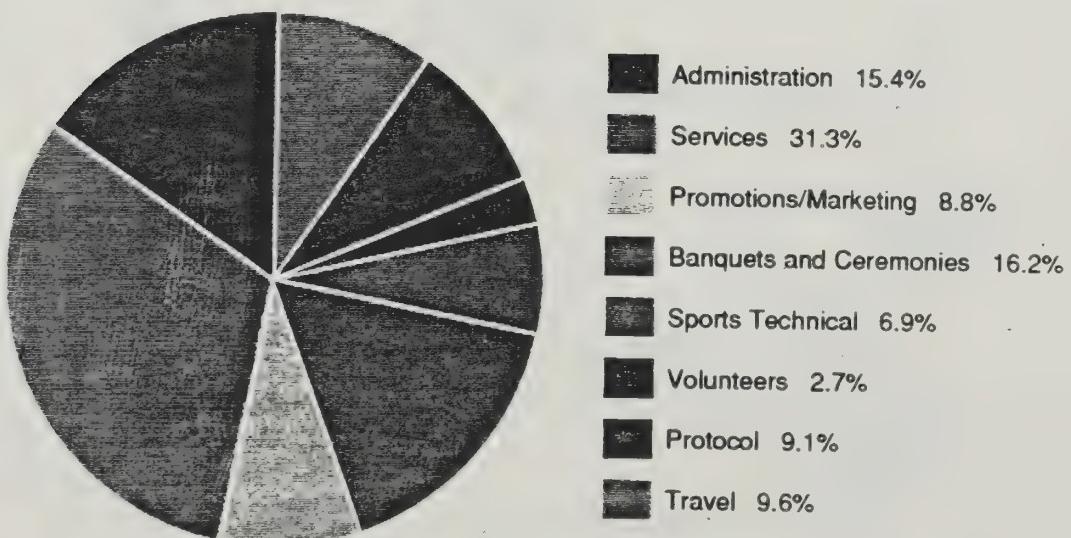
Administration	80,000
Services	162,500
Promotions and Marketing	46,000
Banquets and Ceremonies	84,000
Sport Technical	36,000
Volunteers	14,000
Protocol	47,500
Travel	50,000
TOTAL PROPOSED EXPENSES	\$ 520,000

Cost Factors

Revenues



Expenses





Economic Impact

Economic Impact

© 1991 Ontario Ministry of Tourism and Recreation
Recreation Division Research Program, Recreation Branch

ECOMODIM
ECONOMIC IMPACT MODEL FOR SPECIAL EVENTS AND GAMES

Children's International Olympics

1. DESCRIPTION OF DATA		
1.1	Number of participants per day	1,000
1.2	Est. number of spectators per day	2,000
1.3	Duration of event in days	7
1.4	Total number of volunteers per day (from outside community only)	200
2. ESTIMATION OF EXPENDITURE		
2.1	Est. day expenditures of participants in \$	60
2.2	Est. day expenditures of spectators in \$	50
2.3	Est. day expenditures of volunteers in \$	150
3. CAPITAL AND OPERATING EXPENDITURES AND REVENUES		
3.1	Event capital expenditure	0
3.2	Direct operating expenditure	520,000
3.3.	TOTAL OPERATING EXPENDITURE	520,000
4.	TOTAL OPERATING REVENUE	86,000
5. CONTRIBUTION TO THE EVENT		
5.1	Sponsor contribution	120,000
5.2	Municipal contribution	114,000
5.3	Provincial contribution	100,000
5.4	Federal contribution	100,000
5.5.	International contribution	0
5.6	TOTAL CONTRIBUTION	434,000

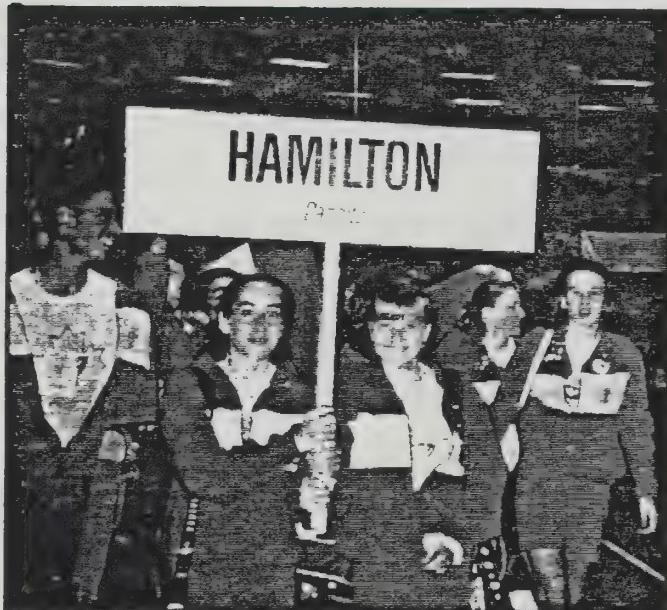
Economic Impact

6.	ATTENDANCE TO THE EVENT	
6.1	Participant Days	7,000
6.2	Spectator Days	14,000
6.3	Volunteer Days	1,400
6.4	TOTAL ATTENDANCE DAYS	22,400
7.	VISITOR EXPENDITURES	
7.1	Participant expenditures	420,000
7.2	Spectator expenditures	700,000
7.3	Volunteer expenditures	210,000
7.4	Total Visitor Expenditures	1,330,000
8	Municipal Rev. coefficient	0.038
9.	Provincial Rev. coefficient	0.102
10.	Federal Rev. coefficient	0.165
11.	Municipal Revenues	85,577
12.	Provincial Revenues	229,706
13.	Federal Revenues	371,809
SUMMARY IMPACT		
14.	Visitor Multiplier	1.57
15.	Construction Multiplier	1.65
16.	Sponsor Multiplier	1.37
17.	Total Visitor Impact	2,088,100
18.	Total Construction Impact	0
19.	Total Sponsor Impact	163,920
20.	TOTAL IMPACT	2,252,020
21.	NET MUNICIPAL YIELD	(28,423)
22.	NET PROVINCIAL YIELD	129,706
23.	NET FEDERAL YIELD	271,809
24.	TOTAL PROVINCIAL RETURN	2,081,494

Introduction

Hamilton will play the lead role as the West joins the East in a new international era, as children compete in the Olympic program exemplifying the best of Sport and Culture. The background report which follows this introduction outlines an ambitious plan launched at the International Olympic Committee Headquarters on March 20th, 1992.

Hamilton seeks many partners as momentum builds towards 1994 and the hosting of the International Games comes West for the first time. Darmstadt '93 and Hamilton '94 are the tangents for two organizing committees. The Hamilton '94 Organizing Committee readies for the hosting role, while the International Children's Olympics – Canada will prepare a wider Canadian involvement in these Olympics. We seek to bring nationalities together through our children's love of sport and culture. As the global picture is being repainted so can new understandings be created. It is to ***make this difference*** that we invite the support of the Province of Ontario and the Ministry of Tourism and Recreation.



5(a)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 23

REPORT TO: Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

FROM: Mr. Doug Lobo, Director
Public Works Department

SUBJECT: Park Development and Redevelopment Programme

RECOMMENDATION:

- A) That the Park Development and Redevelopment projects as identified in Schedule 'A' be approved for implementation in 1993, in accordance with the level of funding approved in the 1993 capital budget.
- B) That the overall Park Development and Redevelopment Programme as identified in Schedule 'B' be approved for phased implementation in accordance with future capital funding allotments established in the 1993 - 2002 capital budget.

D. Lobo
Mr. Doug Lobo
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

In the 1992-96 capital budget deliberations a funding level of \$1,200,000.00 was set for park development and redevelopment for the 1992 season. The level of funding forecasted for 1993 was \$500,000.00. The 1993 capital budget for this programme was amended by the Committee of the Whole on January 29, 1993 upwards to \$900,000.00.

The 1992 project demands for park development totalled \$1,800,000.00 and Council approved a phasing of these works at \$1,200,000.00 in 1992 with a carryover into 1993. Increasing the funding level for this programme in 1993 will allow for the introduction of new projects as identified in Schedule 'A'.

There are current budget implications associated with park development projects. These figures are shown on the respective Schedules A and B for 1993 and future years. The \$21,000.00 impact on the 1993 current budget has been factored into the Parks Division current budget submissions.

There are no staffing or legal implications.

BACKGROUND:

At its meeting held on January 7, 1992, the Parks & Recreation Committee approved the scope of work for the 1992 Park Development and Redevelopment Programme. The programme included 28 projects requiring \$1,800,000.00 to implement. With \$1,200,000.00 in funding available, \$600,000.00 in project demands were carried over into 1993.

With the 1993 level of funding now set at \$900,000.00 there is an opportunity to introduce additional projects to the 1993 roster. However, since the project list was prepared for the 1992 budget (totalling 28 various projects), numerous additional requests for park improvements have been forwarded with the new total being 43 projects.

Since virtually all of the park development projects are advanced by various citizen groups and neighbourhood committees, Parks Division staff have been advising the public of the reduced levels of funding. Authority for this action was received at the Parks & Recreation Committee meeting held on April 21, 1992.

Advising the various citizen groups involved in park development planning of future funding forecasts has been important from the perspectives of maintaining an understanding and expectation level as to the phasing of projects and to reduce the overall demand for park improvements.

The park development and redevelopment programme planning process involves considerable public input i.e. in excess of 100 public meetings per year. This input allows for a "custom fit" for each project in accordance with the particular needs and interests of the area residents. As a result, this programme is successful and project demand is high.

In order to establish a priority for implementing these projects, the following factors have been used.

- 1) Involvement of a citizens committee supported by the respective Ward Aldermen.
- 2) The project represents a completion phase of a previously initiated park improvement.
- 3) Timing of the project request. The longest outstanding request should be implemented earlier.

- 4) Resolution of a recognized safety concern.
- 5) Reduction of ongoing maintenance costs.

Based upon these criteria the project list presented for implementation has been prioritized and phased over several years in accordance with the funding levels currently approved in the 1993-2003 capital budget.

Approval of these recommendations will allow additional projects to be implemented in 1993 and establish a phasing of future projects.

This information will be beneficial to both staff and the citizen committees involved, such that future planning and public expectations are in keeping with the available funding. A brief description of each project is provided in Schedule 'C'.

(W) CFE/WJP/da

c.c. Mr. J.G. Pavelka, Chief Administrative Officer
Mr. Allan Ross, Treasurer, Finance Division

PARK DEVELOPMENT AND REDEVELOPMENT PROGRAM
1993

PROJECT NAME	1992 FUNDING ALLOTMENT (\$1,200,000.00)	1993 FUNDING ALLOTMENT (\$900,000.00)	FUTURE FUNDING REQUIREMENT
1 Andy Warburton Park	\$19,000.00	\$10,012.00	
2 Central Park	\$26,000.00	\$14,420.00	\$195,025.00
3 Gage Park - Bandshell Seats	\$37,700.00	\$20,909.00	\$80,291.00
4 Gershome Park	\$128,400.00	\$120,425.00	\$17,000.00
5 HAAA - Spray Facility	\$54,000.00	\$23,683.00	
6 J.C. Beemer Park	\$13,000.00	\$8,885.80	\$168,830.20
7 Kennedy East Park	\$131,800.00	\$73,130.00	
8 Leaside Park	\$34,600.00	\$23,690.00	
9 Mountview Park	\$66,800.00	\$36,977.00	
10 Mount Lions Park	\$95,400.00	\$52,834.00	
11 Montgomery	\$162,500.00	\$90,125.00	\$219,656.00
12 Park Signage	\$16,300.00	\$8,961.00	\$70,715.00
13 Perimeter Tree Planting	Complete Phase 2 \$37,700.00 Annual Program \$26,000.00	\$20,909.00	\$321,810.13
14 Pipeline	Multi Phase Program \$16,300.00	\$14,420.00	\$190,634.79
15 Rosedale Neighbourhood		\$18,209.15	\$345,973.85
16 Sam Manson Park	\$29,000.00	\$30,201.00	
17 Shawinigan Park	\$13,000.00	\$9,865.30	\$187,440.70
18 Trenholme Park	\$164,300.00	\$91,155.00	
19 Wm. Schwenger Park	\$59,000.00	\$41,754.00	
Total Page 1	\$1,130,800.00	\$710,565.25	\$1,797,376.67

*Note - Projects completed in 1992 are not shown on this list.

*Note - The figures represented in these tables are ESTIMATES for construction.
 Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.

Park Development and Redevelopment 1993 (Cont'd)

SCHEDULE 'A'

NEW PROJECTS	1992 FUNDING ALLOTMENT	1993 FUNDING ALLOTMENT (\$900,000.00)	FUTURE FUNDING REQUIREMENT
20 Austin Park	\$5,200.00	\$6,900.00	
21 Beulah Park			\$4,284.00
22 Berrisfield Park		\$10,000.00	not available
23 Bow Valley			\$170,000.00 \$14,000.00
24 Broughton East Nghd.			not available
25 Bruleville Nature Park			\$170,000.00 \$3,506.00
26 Bruleville Park		\$6,000.00	
27 Captain Cornelius Park			\$19,492.00
28 Churchill Park - Phase I		\$15,000.00	not available
29 Eastmount Park			\$170,000.00 not available
30 Eleanor Park		\$15,905.88	\$150,000.00 \$160,826.12
31 Gilkson Park		\$23,185.89	\$234,435.11
32 Glow Park		\$89,585.00	
33 Gourley Park		\$16,455.96	\$166,388.04
34 Hill Street Park			\$19,378.00
35 Inch Park		\$6,402.02	\$47,935.98
36 Mahoney Park			\$4,048.00
37 Powell Park			not available
38 Randall Park			\$180,000.00 \$27,850.00
39 Red Hill Bowl Park			not available
40 Thorner Park			\$100,000.00 \$21,500.00
41 Wm. McCulloch Park			not available
42 Woodward Park			\$100,000.00 \$363,757.00
43 Misc, i.e. lighting, safety			\$116,791.63
Total Page 2	\$5,200.00	\$189,434.75	\$2,244,191.88
Total Page 1 & 2	\$1,136,000.00	\$900,000.00	\$4,041,568.55

Increased Maintenance Cost \$21,500.00

*Note - The figures represented in these tables are ESTIMATES for construction.

Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.

PARK DEVELOPMENT AND REDEVELOPMENT
1993 - 2002

(Assume an Annual 3% Inflation Factor)

SCHEDULE 'B'

PROJECT NAME	1993 Funding Allotment	Future Funding Allotment (\$600,000.00)	'94 Funding Allotment (\$600,000.00)	'95 Funding Allotment (\$700,000.00)	'96 Funding Allotment (\$800,000.00)	'97 Funding Allotment (\$900,000.00)	'98 Funding Allotment (\$900,000.00)	'99 Funding Allotment (\$900,000.00)	2000 Funding Allotment (\$900,000.00)	2001 Funding Allotment (\$900,000.00)	2002 Funding Allotment (\$900,000.00)
1 Andy Warburton Park	\$10,012.00										
2 Central Park	\$14,420.00	\$195,025.00	\$30,131.36	\$33,766.41	\$40,981.73	\$47,758.94	\$47,581.79	\$15,476.60			
3 Gage Park-Bandshell Seats	\$20,909.00	\$80,291.00	\$12,404.96	\$13,901.49	\$16,872.01	\$19,662.16	\$19,589.23	\$6,371.66			
4 Gersthorne Park	\$120,425.00	\$17,000.00	\$17,510.00								
5 HAAA - Spry Facility	\$23,683.00										
6 J.C. Beemer Park	\$8,885.80	\$168,830.20	\$26,084.27	\$29,231.07	\$35,477.26	\$41,344.19	\$41,190.84	\$13,397.86			
7 Kennedy East Park	\$73,130.00										
8 Leaside Park	\$23,690.00										
9 Mountview Park	\$36,977.00										
10 Mount Lions Park	\$52,834.00										
11 Montgomery	\$90,125.00	\$219,656.00	\$33,926.85	\$38,030.99	\$46,157.58	\$53,790.73	\$53,591.21	\$17,431.25			
12 Park Signage	\$8,961.00	\$70,715.00	\$25,000.00	\$25,000.00	\$25,000.00						
13 Perimeter Tree Planting	\$20,909.00	\$321,810.13	\$30,000.00	\$35,000.00	\$40,000.00	\$45,000.00	\$45,000.00	\$45,000.00	\$45,000.00		
14 Pipeline	\$14,420.00	\$190,634.79	\$17,000.00	\$20,000.00	\$25,000.00	\$25,500.00	\$26,000.00	\$26,500.00	\$27,000.00	\$27,500.00	\$28,000.00
15 Rosedale Neighbourhood	\$18,209.15	\$345,973.85	\$53,452.96	\$59,901.52	\$72,701.48	\$84,724.23	\$84,409.98	\$27,455.46			
16 Sam Manson Park	\$30,201.00										
17 Shawinigan Park	\$9,865.30	\$187,440.70	\$28,939.59	\$32,453.27	\$39,388.00	\$45,901.65	\$45,731.39	\$14,874.74			
18 Trenholme Park	\$91,155.00										
19 Wm. Schwenger Park	\$41,754.00										
Total Page 1	\$710,565.25	\$1,797,376.67	\$274,479.99	\$287,284.77	\$341,578.07	\$363,681.89	\$363,094.45	\$166,507.56	\$72,000.00	\$72,500.00	\$73,000.00

*Note - The figures represented in these tables are ESTIMATES for construction.
Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.

SCHEDULE 'B'

Park Development and Redevelopment 1993-2002 (Cont'd)

PROJECT NAME	1993 Funding Allotment	Future Funding Allotment	'94 Funding Allotment (\$600,000.00)	'95 Funding Allotment (\$700,000.00)	'96 Funding Allotment (\$800,000.00)	'97 Funding Allotment (\$900,000.00)	'98 Funding Allotment (\$900,000.00)	'99 Funding Allotment (\$900,000.00)	2000 Funding Allotment (\$900,000.00)	2001 Funding Allotment (\$900,000.00)	2002 Funding Allotment (\$900,000.00)
20 Austin Park	\$6,900.00										
21 Beulah Park		\$4,284.00		\$4,544.00							
22 Berrisfield Park	\$10,000.00	not available \$170,000.00	\$14,420.00	\$34,627.78	\$42,027.15	\$48,977.25	\$48,795.58	\$15,871.41			
23 Bow Valley		\$14,000.00									
24 Broughton East Nghd.		not available \$170,000.00	\$3,506.00	\$34,627.78	\$42,027.15	\$48,977.25	\$48,795.58	\$15,871.41			
25 Bruleville Nature Park	\$6,000.00										
26 Bruleville Park											
27 Captain Cornelius Park		\$19,492.00	\$20,076.76	\$34,627.78	\$42,027.15	\$48,977.25	\$48,795.58	\$15,871.41			
28 Churchill Park - Phase I	\$15,000.00	not available \$170,000.00		\$30,553.92	\$37,082.78	\$43,215.22	\$43,054.93	\$14,004.18			
29 Eastmount Park	\$15,905.88	\$160,826.12	\$24,847.64	\$27,845.25	\$33,795.32	\$39,384.10	\$39,238.02	\$12,762.68			
30 Eleanor Park											
31 Gilkson Park	\$23,185.89	\$234,435.11	\$36,220.22	\$40,589.83	\$49,263.20	\$57,409.93	\$57,196.99	\$18,604.07			
32 Glow Park	\$89,585.00										
33 Gourley Park	\$16,455.96	\$166,388.04	\$25,706.95	\$28,808.24	\$34,964.08	\$40,746.14	\$40,595.01	\$13,204.06			
34 Hill Street Park		\$19,378.00		\$20,558.12							
35 Inch Park	\$6,402.02	\$47,935.98	\$7,406.11	\$8,299.58	\$10,073.06	\$11,738.86	\$15,388.58				
36 Mahoney Park		\$4,048.00		\$4,294.52							
37 Powell Park		\$180,000.00	\$27,810.00	\$31,165.00	\$37,824.44	\$44,079.52	\$43,916.03	\$14,284.27			
38 Randall Park		\$27,850.00	\$28,685.50								
39 Red Hill Bowl Park		not available \$100,000.00	\$15,450.00	\$17,313.89	\$21,013.58	\$24,488.62	\$24,397.79	\$7,935.70			
40 Thorner Park		\$21,500.00	\$22,145.00								
41 Wm. McCulloch Park		not available \$100,000.00		\$20,369.28	\$24,721.86	\$28,810.14	\$28,703.28	\$9,336.12			
42 Woodward Park		\$363,757.00	\$87,751.83	\$55,770.75	\$68,602.15	\$84,513.84	\$83,028.16	\$19,702.83			
43 Misc, i.e. lighting, safety	\$116,791.63	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.54	\$172,448.14	\$15,000.00	\$15,000.00
Total Page 2	\$189,434.75	\$2,244,191.88	\$325,520.01	\$412,715.23	\$458,421.94	\$536,318.11	\$536,905.54	\$338,955.70	\$87,000.00	\$87,000.00	\$88,000.00
Total Page 1 & 2	\$900,000.00	\$4,041,568.55	\$600,000.00	\$700,000.00	\$800,000.00	\$900,000.00	\$900,000.00				

*Note - The figures represented in these tables are ESTIMATES for construction.

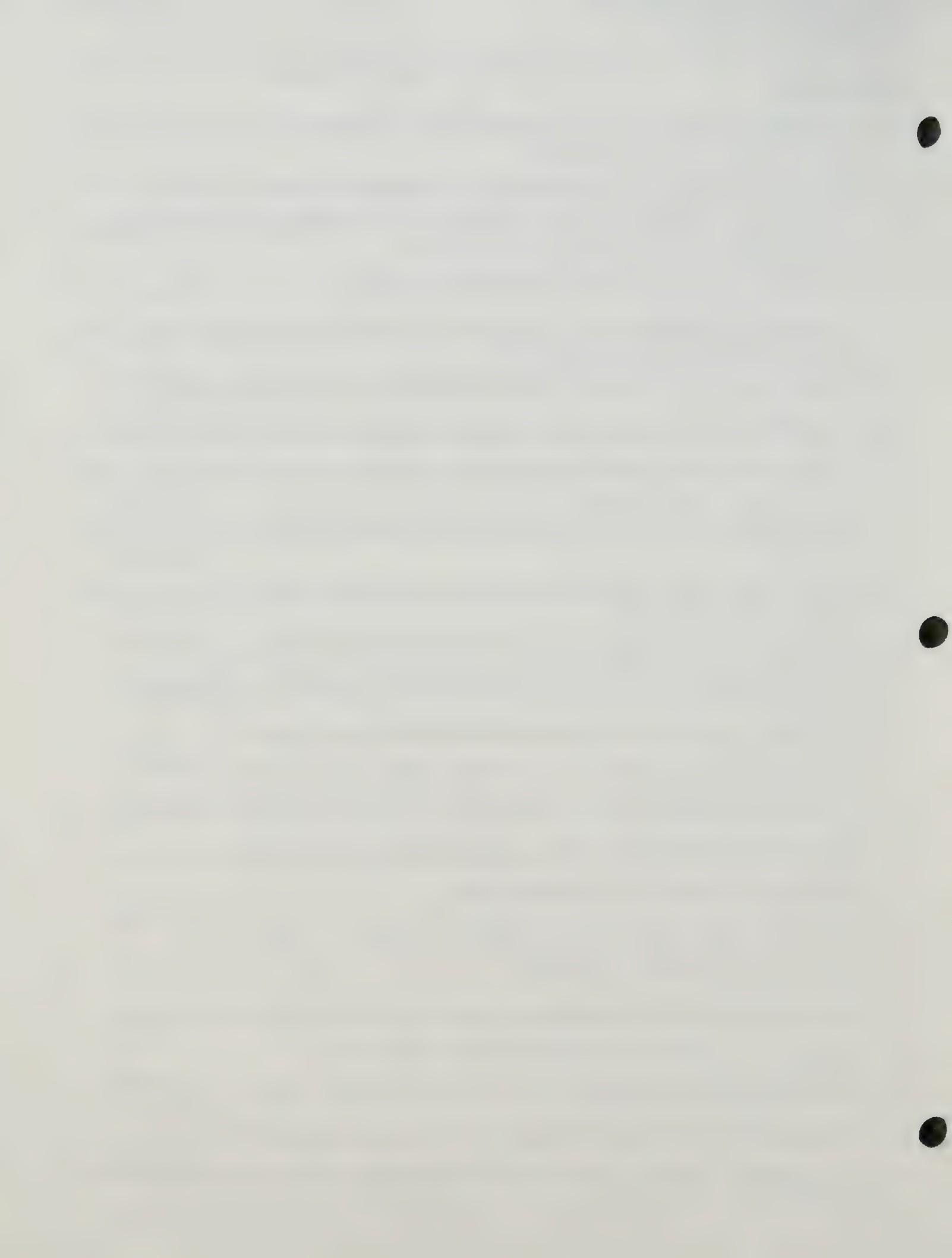
Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.

PARK DEVELOPMENT AND REDEVELOPMENT**1993
BRIEF SUMMARY OF ALL PROJECTS**

1. **Andy Warburton Park** - Completion of a two year program to replace existing lighting to provide security and safety.
2. **Central Park** - Phase II of a multi-phase redevelopment of the park as per plans approved by the neighbourhood.
3. **Gage Park** - Phase II of a six year program to improve seating at the bandshell.
4. **Gershome Park** - Phase III of a four year program to undertake development of the park based on the neighbourhood approved plans.
5. **H.A.A.A.** - Installation of a water spray facility for the neighbourhood component of this community level park.
6. **J.C. Beemer Park** - Phase II of a multi-phase redevelopment of the park as per plans approved by the neighbourhood.
7. **Kennedy East Park** - Completion of the final phase of the park development as per plans approved by the neighbourhood.
8. **Leaside Park** - Completion of the final phase of the park redevelopment.
9. **Mountview Park** - Completion of the park redevelopment as per plans approved by the neighbourhood.
10. **Mount Lions Park** - Completion of a three phase program for park redevelopment as per plans approved by the neighbourhood.
11. **Montgomery Park** - Phase II of a multi-phase park redevelopment as per plans approved by the neighbourhood.
12. **Park Signage** - Completion of Phase II of a five year program to replace all park signs as approved by City Council.
13. **Perimeter Tree Planting** - Annual program to plant new caliper sized trees in the perimeter of park lands.
14. **Pipeline** - Allocation to undertake multi-phased redevelopment of the corridor including the installation of lights.
15. **Rosedale Neighbourhood** - Phase II of a multi-phase park development program at five locations as per plans approved by the neighbourhood.
16. **Sam Manson Park** - Installation of a water spray facility for the neighbourhood component of this community level park.
17. **Shawinigan Park** - Phase II of a multi-phase park development program as per plans approved by the neighbourhood.
18. **Trenholme Park** - Completion of the final phase of the park development as per plans approved by the neighbourhood.
19. **Wm. Schwenger Park** - Completion of the final phase of the park development as per plans approved by the neighbourhood.

NEW PROJECTS

20. **Austin Park** - Regrading and catchbasin installation adjacent to residential property to prevent surface water runoff from park lands onto private property.
21. **Beulah Park** - Removal of a deteriorating retaining wall, regrading and restoration of all disturbed areas.
22. **Berrisfield Park** - Initial meetings held in the neighbourhood to discuss redevelopment of the park. First phase includes installation of two pedestrian lights to improve safety.
23. **Bow Valley** - Installation of catchbasin and lead to drain low lying area.
24. **Broughton East Neighbourhood** - Initial meetings held in the neighbourhood to discuss development of park lands/recreational facilities in the neighbourhood.
25. **Bruleville Nature Park** - Regrade and vegetate slope fronting on north side of Limeridge Road.
26. **Bruleville Park** - Berming and tree planting to complement a new creative play structure installed in 1992.
27. **Captain Cornelius Park** - Construction of walkway/stairs to provide safe access from plateau to Rolston Drive.
28. **Churchill Park** - Phase I - Installation of two lights at field house, and planting of trees. The neighbourhood has held initial meetings to discuss redevelopment of some neighbourhood components within this community park.
29. **Eastmount Park** - Propose major regrading of the park to address annual flooding problems in conjunction with redevelopment of the park.
30. **Eleanor Park** - Phase I of a multi-year program to develop the park incorporating a spray facility.
31. **Gilkson Park** - Phase I of a multi-year park redevelopment plan as approved by the neighbourhood.
32. **Glow Park** - Redevelopment of the park as per plans approved by the neighbourhood.
33. **Gourley Park** - Phase I of a multi-year park redevelopment plan as approved by the neighbourhood.
34. **Hill Street Park** - Installation of a water service for drinking fountain and community ice rink program.
35. **Inch Park** - Miscellaneous improvements to existing baseball diamonds and access to the ice rink.
36. **Mahoney Park** - Replacement of rotting timber edging.
37. **Powell Park** - Initial meetings held in the neighbourhood to discuss redevelopment of the park.
38. **Randall Park** - Construction of a sun shelter.
39. **Red Hill Bowl Park** - Initial meetings held in the neighbourhood to discuss redevelopment of the park.
40. **Thorner Park** - Installation of park lighting to illuminate asphalt walkway.
41. **Wm. McCulloch Park** - Redevelopment of the neighbourhood component of the park.
42. **Woodward Park** - Redevelopment of the park as per plans approved by the neighbourhood.
43. **Miscellaneous** - Contingency to deal with annual requests for improved lighting dealing with safety issues as they occur.



5(b)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 23

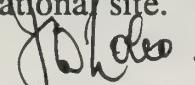
REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo
Director of Public Works

SUBJECT: Turner Park Development

RECOMMENDATION:

- A) That the development concept for Turner Park as detailed in Schedule 'A' be approved for phased implementation.
- B) That staff be authorized to seek the approval of the Township of Glanbrook to rezone that portion of Turner Park which is in Glanbrook, as detailed in Schedule 'B' to permit its development as an active recreational site.


Mr. D. Lobo
Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

In 1992, City Council approved \$1,500,000.00 in capital funding for Baseball Facilities Development. The three year programme has funding totalling \$400,000 in 1992, \$500,000 in 1993 and \$600,000 in 1994.

Details illustrating work done to date, and estimates for the 1993 scope of work are found in the attached Schedule 'C'. Schedule 'D' illustrates cost estimates for future considerations to complete the development of Turner Park with full support facilities.

There are no staffing implications.

From a legal perspective, the City of Hamilton must make application to the Township of Glanbrook to rezone the Turner Park lands within the township to permit its development for active recreation. Permit fees in the order of \$1,500.00 are required to process the zoning charges.

BACKGROUND:

At its meeting held on March 31, 1992, City Council approved development plans and an implementation strategy for the development of Olympic and Turner Parks.

This approval authorized developments at both sites. Subsequently, Council authorized an expenditure of \$25,000 from this programme to assist McMaster University in improving their soccer facilities, thereby allowing civic programming opportunities on the McMaster facilities.

The attached Schedule 'C' details work completed and the proposed scope of work for 1993. The completion of the 1993 works will complete all prior commitments as approved by Council for the 1992 and 1993 seasons. This includes a total of seven ball diamonds at Turner Park and numerous upgrades at Olympic Park.

There are minor changes in the timing of various components within the 1992 and 1993 construction seasons as necessitated by the very wet and therefore poor working conditions experienced in 1992.

As previously approved by Council, the programme for 1994 and the expenditure of the remaining \$600,000.00 will be detailed in conjunction with the West Mountain Baseball Association, the Baseball Softball Council and the Hamilton Sports Council and will be forwarded upon completion to the Parks and Recreation Committee for consideration. A possible scenario for the use of these funds at Turner Park is detailed in Schedule 'D'.

Future development considerations will be advanced through the Parks and Recreation Committee and included in future capital budget deliberations as required. Schedule 'D' illustrates the full extent of possible future enhancements to complete the development of Turner Park with full support facilities.

At Turner Park a large percentage of the civicly owned lands extend into Glanbrook Township. While these lands are designated as open space and conservation, they must be rezoned at the township level to permit development for active recreation.

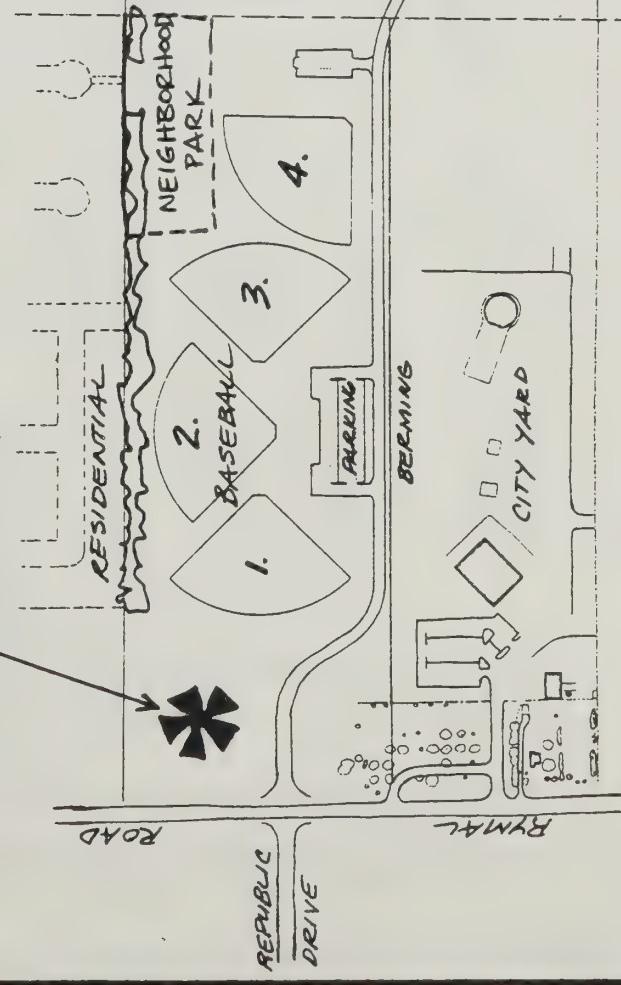
① CFE/WJP/da
attachments

c.c. J.G. Pavelka, Chief Administrative Officer

TURNER PARK DEVELOPMENT CONCEPT

۱۵

-FUTURE RECREATIONAL FACILITY



CEMETERY

CEMETERY

ROAD

UTILITIES

CORRIDOR

CEMETERY

5. BASEBALL

6.

7.

8.

9. BASEBALL II.

10.

11.

12.

PARKING

CEMETERY

CEMETERY

+ Z

PLANTING-BUFFER

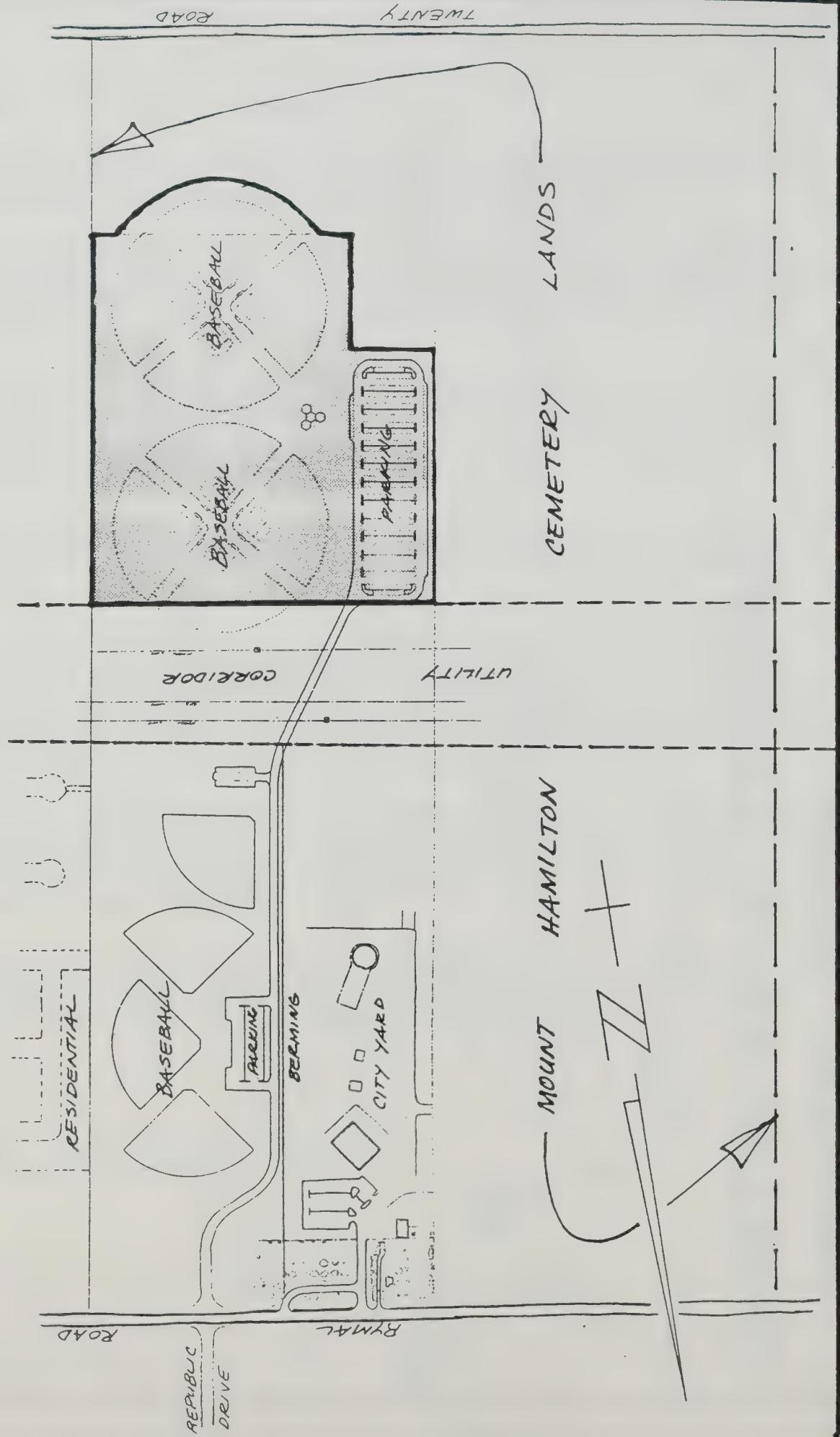
TURNER PARK

DEVELOPMENT CONCEPT

N.T.S.

LANDS TO BE REZONED

SCHEDULE 'B'



BASEBALL FACILITIES DEVELOPMENT
\$1,500,00.00 (1992 - 1994)

Schedule "C"

1992 Construction

<u>Olympic Park</u>	<u>Description</u>	<u>Cost</u>
1.	Design of Redevelopment - Concepts, construction drawings, specifications, construction supervision. Relocate two existing baseball diamonds.	\$ 12,000.00
2.	Remove existing backstops, restore existing infields	18,000.00
3.	Construction of two new infields	40,000.00
4.	Install backstop, fencing and benches for two diamonds	18,000.00
5.	Supply of four (4) sets of bleachers	15,000.00
<u>Turner Park</u>		
6.	Design of Park Development - Concept, construction drawings, specs., construction supervision	28,000.00
7.	Stripping topsoil from area north of Hydro Corridor (10.0 ha)	60,000.00
8.	Rough grading of area north of Hydro Corridor	100,000.00
9.	Fine grading, topsoil placement and seeding of three diamonds	84,000.00
<u>McMaster University</u>		
10.	Capital Grant to the University for upgrading campus sports fields to accomodate the World-University Games-Woman's Soccer	\$ 25,000.00
Total for 1992		\$ 400,000.00

1993 - Proposed Construction

<u>Olympic Park</u>	<u>Description</u>	<u>Cost</u>
1.	Batting Cage	\$ 15,000.00
2.	Construct 50 car gravel parking area and entrance driveway	38,000.00
3.	Construct storm sewer through site, regrade swales to improve drainage and install tile drains in fields - for soccer and baseball	48,000.00
4.	Tree planting adjacent to Lavina Crescent	10,000.00
<u>Turner Park</u>		
5.	Rezoning of Park Lands in Glanbrook	4,000.00
6.	Construct infield for three diamonds (1,2,3)	24,000.00
7.	Install backstop, fencing, and benches for three diamonds (1,2,3)	27,000.00
8.	Supply six (6) sets of bleachers (1,2,3)	24,000.00
9.	Construct 100 car gravel parking area	43,000.00
10.	Construct 270m of roadway from Rymal Rd. to the parking area	57,000.00
11.	Fine grading, topsoil placement and seeding of park area north of hydro corridor	80,000.00
12.	Strip and stockpile topsoil for 6.0ha area south of Hydro Corridor	30,000.00
13.	Rough grading of four diamonds (5,6,7,8) south of Hydro Corridor and portion of parking area for an area of 6.0 ha	45,000.00
14.	Fine grading, topsoil placement and seeding of three diamonds (5,6,7,) south of Hydro Corridor	\$ 55,000.00
Total for 1993		\$ 500,000.00

**Items for Future Construction Consideration
1994 - Proposed Construction**

(subject to review with the West Mountain Baseball Association,
Bat and Ball Council, and the Hamilton Sports Council)

<u>Turner Park</u>	<u>Description</u>	<u>Cost</u>
1.	Detailed design, construction drawings, specification, and construction supervision	\$ 30,000.00
2.	Rough grading of fourth diamond (4) north of Hydro Corridor	19,000.00
3.	Fine grading, topsoil placement and seeding of diamonds 4 & 8	40,000.00
4.	Tree planting throughout park area surrounding diamonds 1,2,3 and 4	38,000.00
5.	Construct Infield for four diamonds (5,6,7,8)	32,000.00
6.	Install backstops, fencing and benches for four diamonds (5,6,7,8)	52,000.00
7.	Supply eight (8) sets of bleachers (5,6,7,8)	48,000.00
8.	Construct 30 car gravel parking area	13,000.00
9.	Construct 520m of roadway to south side of Hydro Corridor	114,000.00
10.	Strip, stockpile topsoil and grade a 2.0ha area for parking	46,000.00
11.	Construct 200 car gravel parking area south of Hydro Corridor	90,000.00
12.	Fine grading, topsoil placement and seeding of area surrounding diamonds 5,6,7 and 8	40,000.00
13.	Tree planting throughout park area surrounding diamonds 5,6,7,& 8	<u>38,000.00</u>
Total for 1994		\$ 600,000.00

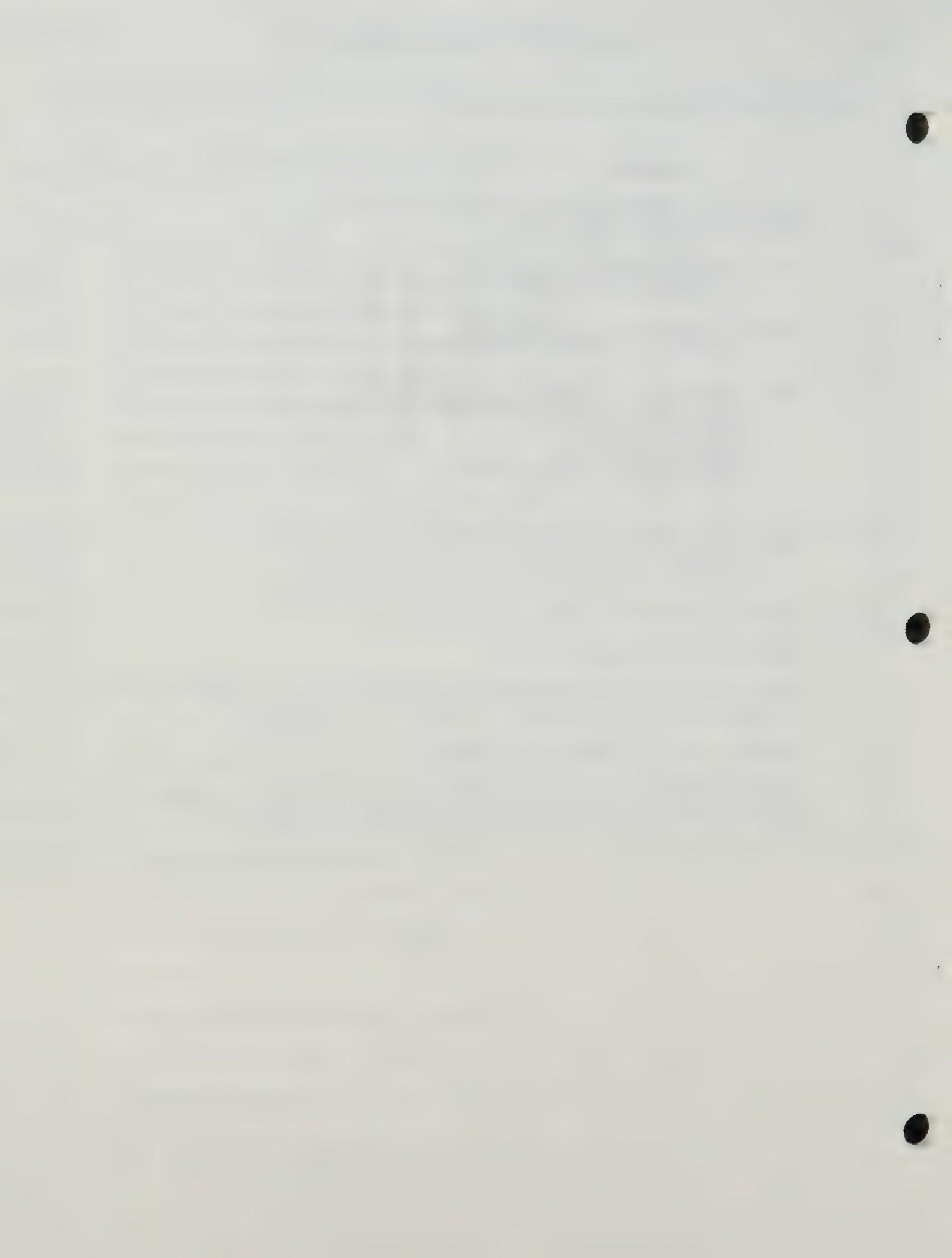
Future Construction

	<u>Description</u>	<u>Cost</u>
1.	Strip and stockpile topsoil on a 8.0ha area south of Hydro Corridor	\$ 40,000.00
2.	Rough grading of 8.0ha area south of Hydro Corridor including four new diamonds (9,10,11,12)	64,000.00
3.	Fine grading, topsoil placement and seeding of four diamonds (9,10,11,12) south of Hydro Corridor	80,000.00
4.	Construct infield for five diamonds (4,9,10,11,12)	\$ 40,000.00
5.	Install backstops, fencing and benches for five diamonds (4,9,10,11,12)	65,000.00
6.	Supply ten (10) sets of bleachers (4,9,10,11,12)	60,000.00
7.	Batting Cage	40,000.00
8.	Construct 300 car gravel parking area south of Hydro Corridor	135,000.00
9.	Fine grading, topsoil placement and seeding of area surrounding diamonds 9,10,11,12	40,000.00
10.	Tree planting - throughout park area surrounding diamonds 9,10,11, & 12	<u>38,000.00</u>
Sub-total for Future Construction		\$ 602,000.00

Note: At this stage of the development, twelve baseball diamonds will be in operation without the benefit of support facilities

Items for Future Construction Consideration (cont'd)

	<u>Description</u>	<u>Cost</u>
8.	Detailed design, construction drawings, specifications and construction supervisor for complete servicing of the park	\$ 170,000.00
9.	Water - to building located at diamonds 1,2,3 - to building located south of Hydro Corridor	70,000.00 87,000.00
10.	Sanitary - to building location at diamonds 1,2,3 - to building location south of Hydro Corridor	99,000.00 200,000.00
11.	Hydro - primary service to building location at diamonds 1,2,3 - primary service to building location south of Hydro Corridor - lighting along entrance road - lighting in parking areas - lighting adjacent to buildings and walkways - lighting for diamonds 1,2, & 3	55,000.00 90,000.00 80,000.00 72,000.00 45,000.00 270,000.00
12.	Storm - north portion of site with associated construction Sewers - lighting adjacent to buildings and walkways - lighting for diamonds 1,2, & 3	370,000.00 45,000.00 270,000.00
13.	Roadway - Asphalt paving and curbing	165,000.00
14.	Parking Areas - Asphalt paving and curbing	110,000.00
15.	Building - Male and Female, handicapped public washrooms with four fixtures in each, concession, eight change rooms each with their own shower and washrooms - total area $\pm 500m^2$	750,000.00
16.	Landscaping - walkways, planting in area of building 1	38,000.00
17.	Building 2 - Male and Female, handicapped public washrooms with eight fixtures in each, concession, sixteen (16) change rooms with their own showers and washrooms - total area $\pm 1100m^2$	1,540,000.00
18.	Landscaping - walkways, planting in area of building 2	62,000.00
	Total for Future Construction	\$5,190,000.00



CITY OF HAMILTON
- RECOMMENDATION -

5(c)

DATE: 1993 February 24

REPORT TO: Mr. K. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. Lobo, Director
Public Works Department

SUBJECT: Pier Structure Construction at Pier 4 Park

RECEIVED

FEB 25 1993

CITY CLERKS

RECOMMENDATION:

- a) That the Manager of Purchasing be authorized to call for tenders for the supply and installation of the pier structure at Pier 4 Park as indicated on the Pier 4 Park Master Plan concept at an estimated cost of \$565,000.00 plus a \$70,000.00 contingency.
- b) That this project be funded from account # CF41925 4004, Harbourfront Remediation - Stage 1.

D. Lobo
D. Lobo, Director
Public Works Department

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The City of Hamilton has funding available for the enhancement of our harbourfront parklands to undertake various approved projects under the following categories:

• Pier 4 Park Development - City of Hamilton Capital Funds	\$1.1 million
• Pier 4 Park Development - Ministry of Tourism and Recreation Grant	\$1.1 million
• North End PRIDE - Ministry of Municipal Affairs Grant	\$200,000.00
• Harbourfront Park Remediation - Ministry of the Environment Grant	\$7.5 million
• Harbourfront Park Remediation - Interest Revenue and Easement Sale	\$635,000.00
• Harbourfront Park Remediation Stage 2 - City of Hamilton Capital Funds	<u>\$1.59 million</u>
Total	\$12.125 million

From this total of \$12.125 million the City of Hamilton funding contribution is \$2.69 million. In addition to the above noted external contributions to our Harbourfront enhancement (totalling \$9.435 million) additional contributions of cash or services have been received including the following:

Topsoil and armourstone donated by local contractors	≈ \$100,000.00
BayPort Tugboat - McKiel Marine Limited	≈ \$ 75,000.00
Gartshore Thompson Building - Fracassi Family	≈ \$100,000.00
Creative Playstructure Cash Donation - Hamilton Rotary	= <u>\$ 45,000.00</u>
Total	\$320,000.00

To date, the total contributions for the enhancement of Harbourfront, excluding City of Hamilton Capital Funds, equal \$9.755 million.

This sum represents a significant effort on behalf of Hamilton's Elected Officials and staff to bring about effective improvements to our harbourfront parklands while minimizing the impacts upon local taxpayers. This sum also represents the significant support which these improvements have with various Provincial ministries and the local business community.

The use of account #CF 41925 4004, Harbourfront Remediation Stage I, is recommended for the following reasons:

- a) This account is comprised of funds from two separate sources.

The interest revenue generated on the \$7.5 million grant from the Ministry of the Environment was negotiated by staff to be used for overall waterfront remediation, and is not subject to M.O.E. 'conditions of use' as is the original funding grant.

The balance of funds in this account were advanced to the City by the Region for the sale of an easement to construct a storm water overflow storage tank on the harbourfront parkland.

- b) The funding required for the pier structure has not been carried in the Pier 4 Park development budget. This component of the project, while endorsed by Council, was not included in the original Pier 4 Park budget.

There are sufficient funds in the overall harbourfront improvement accounts to complete the full scope of works anticipated and approved by Council.

From an ongoing current budget perspective, funds for the maintenance of Pier 4 Park have been previously approved and represented in the Public Works annual current budget.

From a legal perspective, the Law Department will be required to prepare an easement agreement with the Hamilton Harbour Commissions as a portion of the Pier Structure would be constructed on their water lot.

There are no staffing implications.

BACKGROUND:

At its meeting held on March 26, 1991 City Council approved the development concept, attached as Schedule 'A', for Pier 4 Park following its endorsement by the public at an open house meeting. To facilitate further public input towards the finalizing of the concept, as directed by Council, staff hosted a series of open public design workshops.

The finalized Master Plan reflecting the public input was presented to the Parks and Recreation Committee at its meeting held on October 1, 1991. The finalized Master Plan is attached as Schedule 'B'.

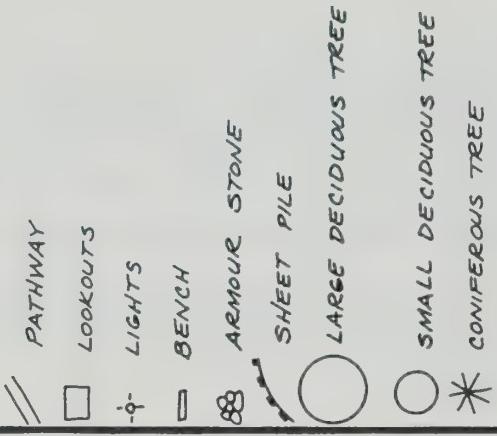
During the public input process certain amendments to the master plan were made. The major refinements included the use of the Gartshore Thompson building for hosting public washrooms and the Hamilton Bay Sailing Club, and the use of the Bayport Tugboat as an accessible creative playstructure and the pier structure.

The pier structure is viewed as the major focal point in the development of these lands. This structure is capable of holding in excess of 500 persons at one time for festival events and viewing. In addition the pier will be capable of mooring tour ships and will facilitate the positive economic impacts associated with water based tourism.

CFE/ps
attachments

LEGEND

1. HAMILTON BAY SAILING CLUB
2. WASHROOMS
3. PROPOSED DOCK
4. PLAYSTRUCTURE AREA
5. VIEWING AREA
6. SITTING AREA
7. PARKING LOT (105 CARS)
8. BAYVIEW PARK



DEPARTMENT OF PUBLIC WORKS
PARKS DIVISION

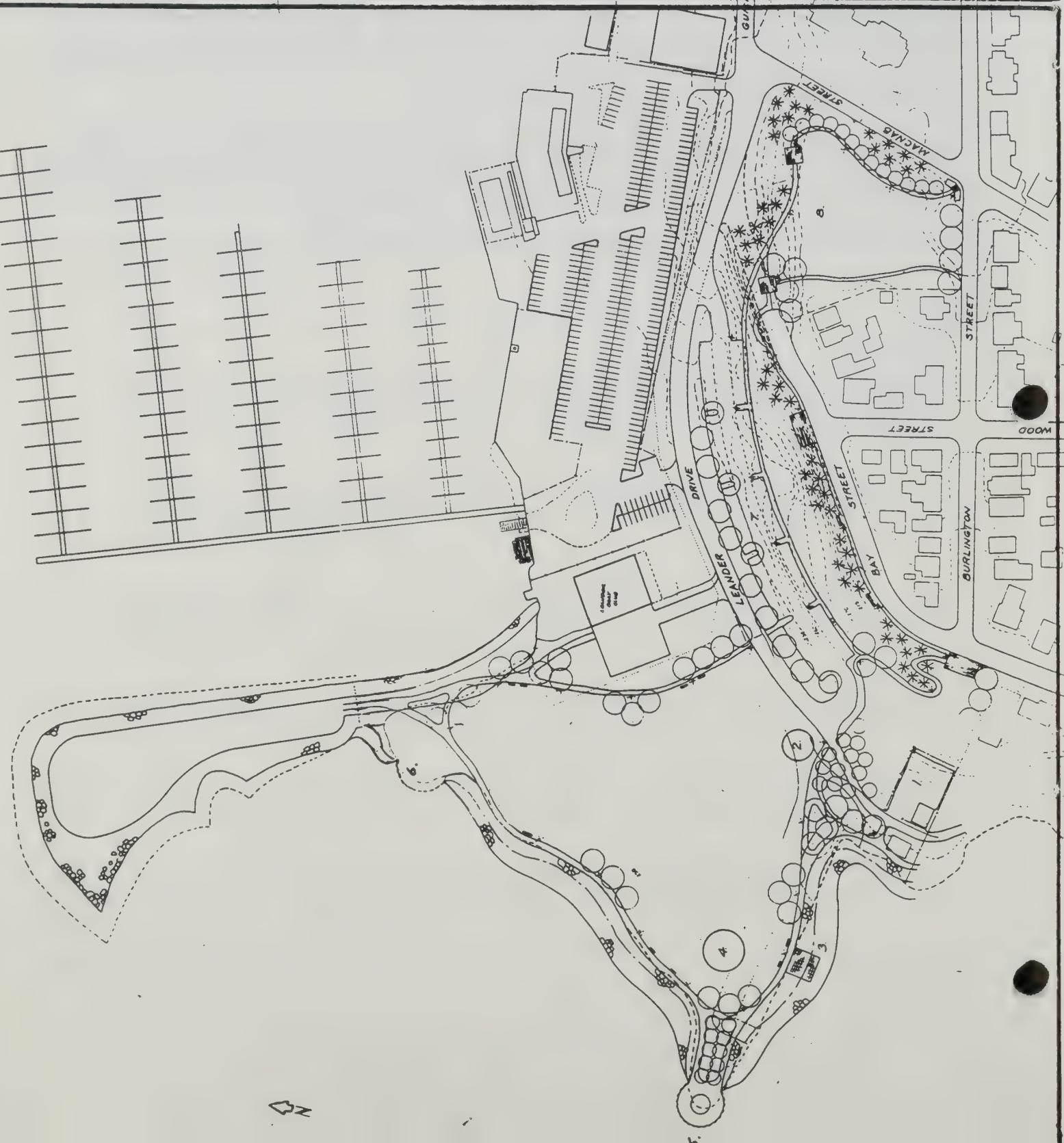
PIER 4 PARK

DEVELOPMENT CONCEPT

SCALE: 1"-50'

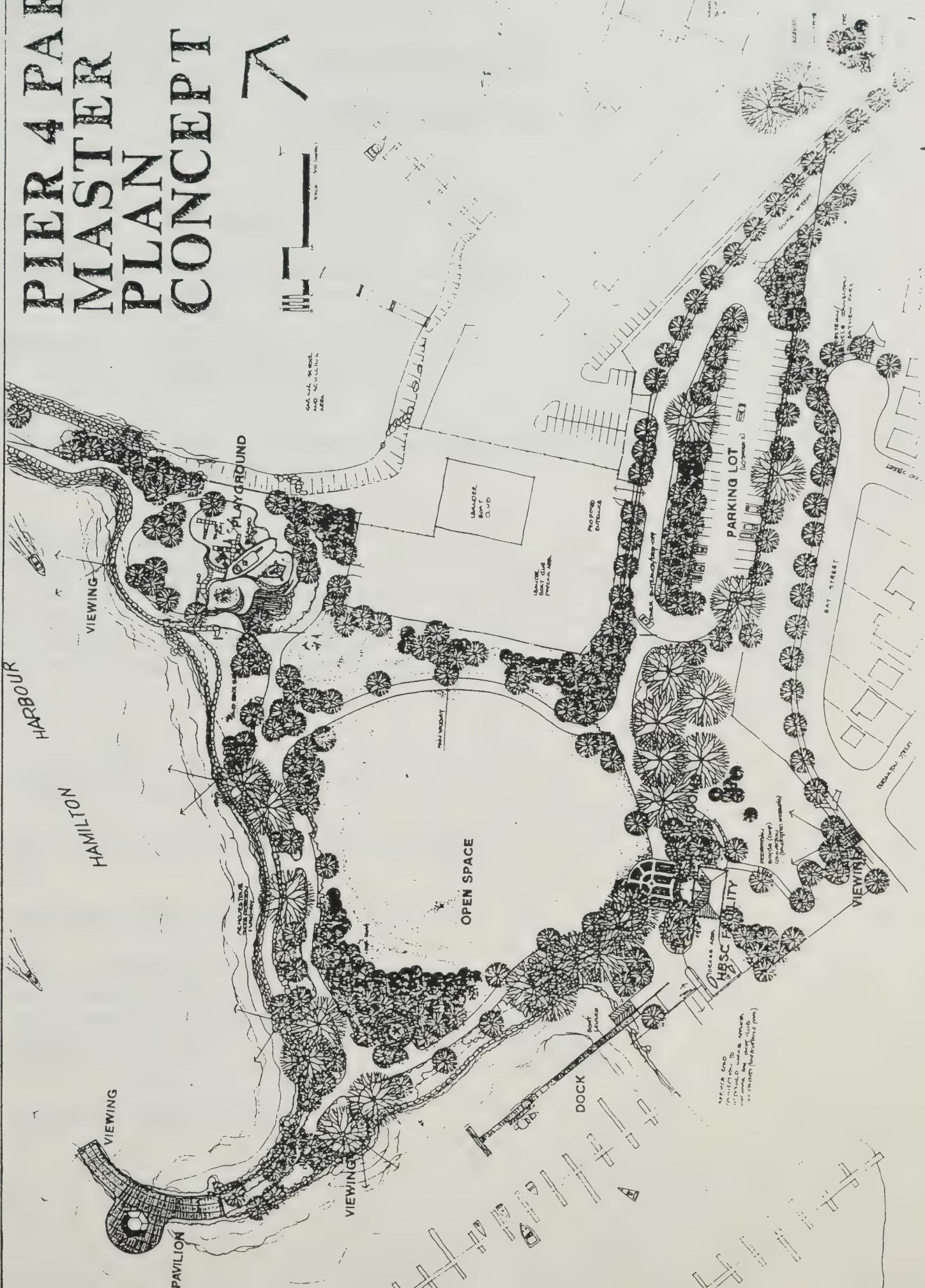
OCTOBER 1990

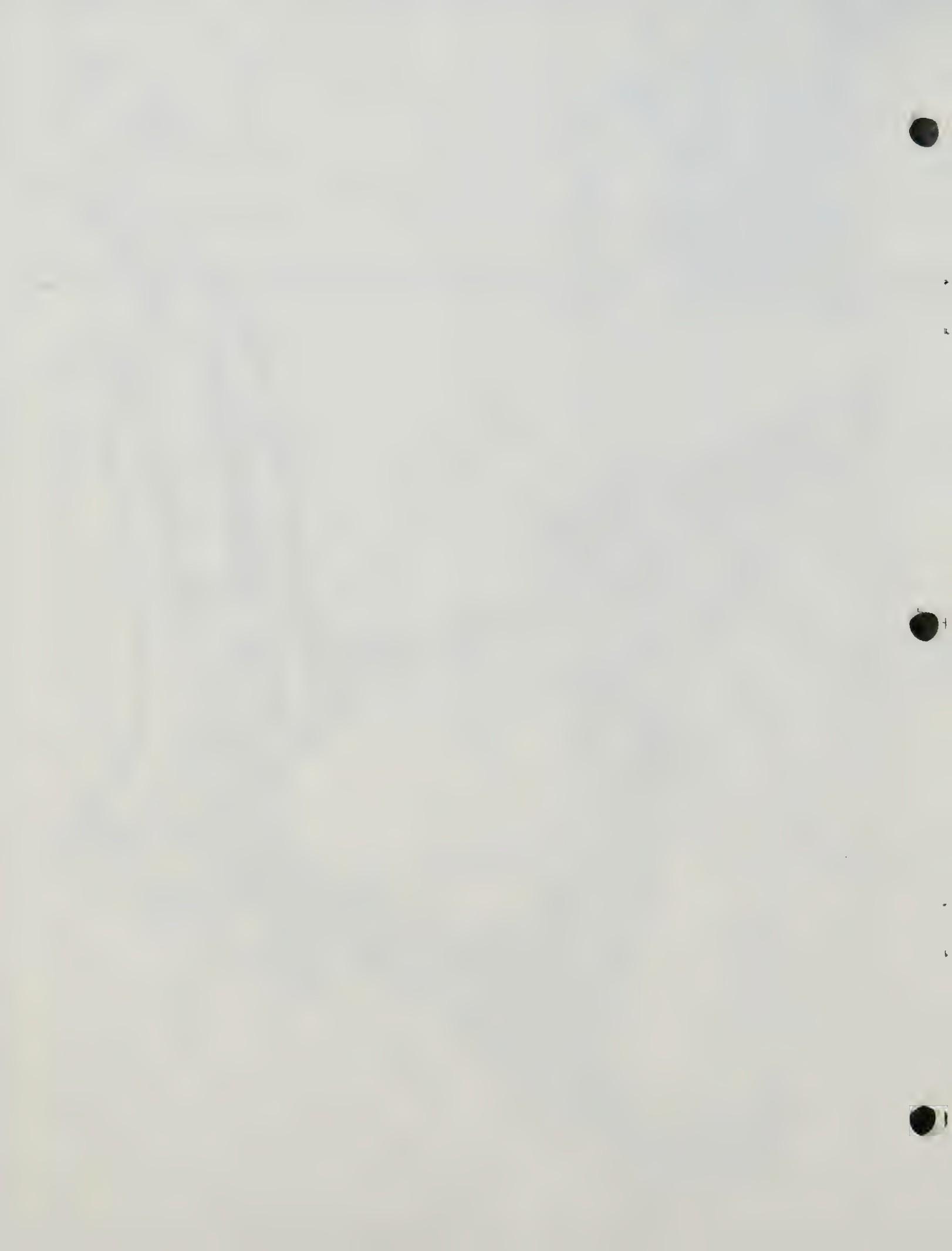
Schedule
'A'



Schedule
'B'

PIER 4 PARK MASTER PLAN CONCEPT





6.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 24

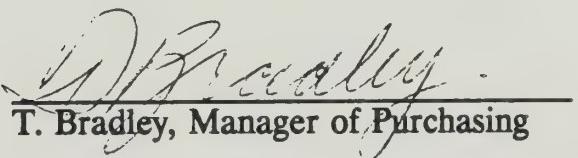
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: Supply and Delivery of Seventy-five (75) Park Benches,
Harbourfront Park

RECOMMENDATION:

That a purchase order be issued to Trystan, a Division of Date Industries, Ayr, in the amount of \$56,752, to supply and deliver seventy-five (75) Park Benches for Harbourfront Park, being the lowest of five tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Harbourfront Park Remediation-Stage 2 Account No, CF5200 419254003.


T. Bradley, Manager of Purchasing

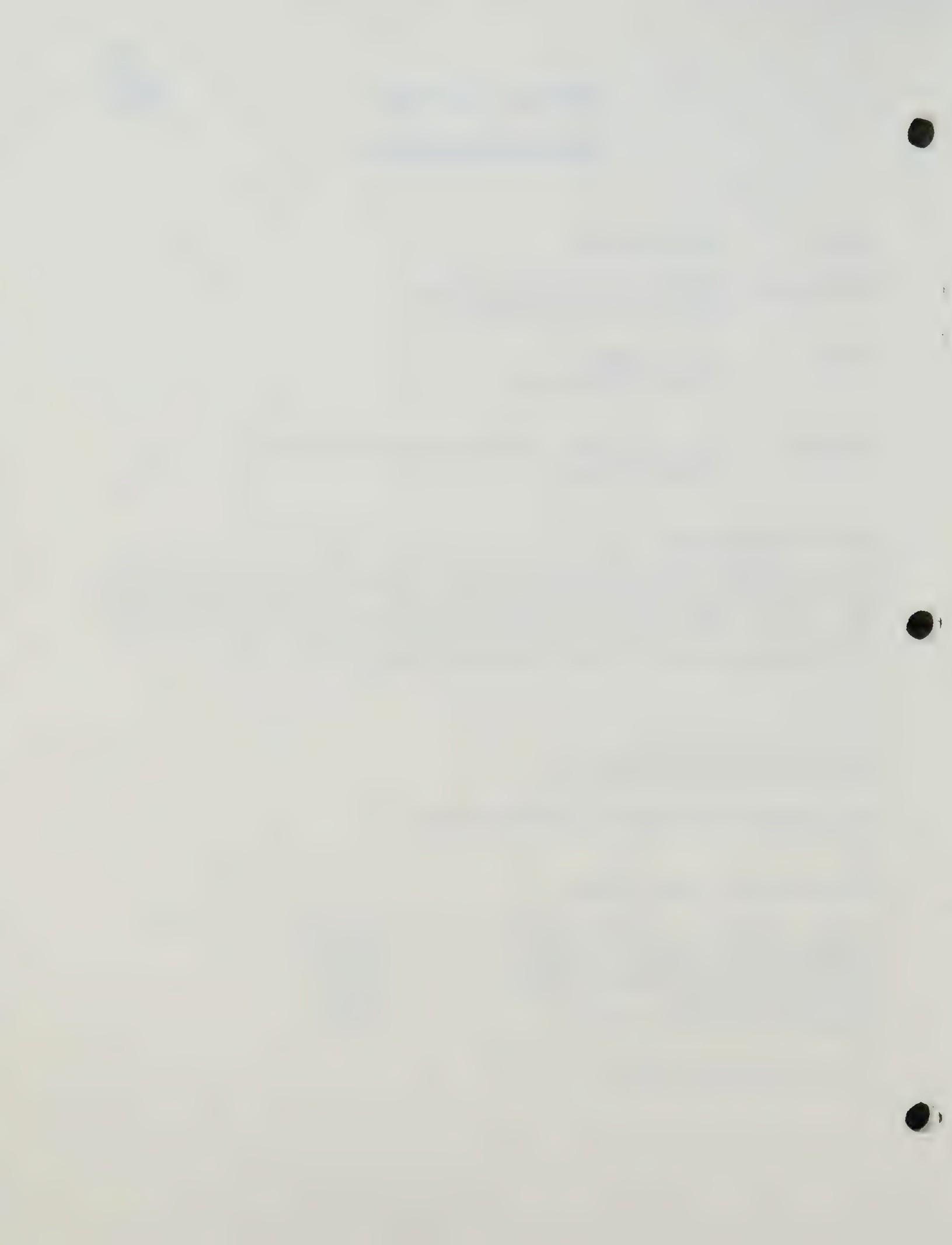
FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND: Tender Analysis

Trystan, a Division of Date Industries, Ayr	\$56,752.00
Maglin Furniture Systems, Woodstock	59,253.75
John Hauser Ironworks Limited, Waterloo	71,932.50
B.O.S.S Inc., Hamilton	83,662.00
Toronto Fabricating Co., Toronto	85,818.75

Above prices include all taxes.



7.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 February 24

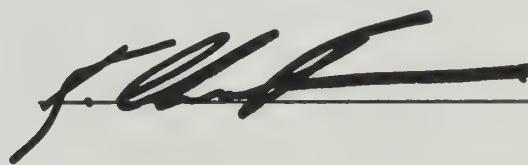
REPORT TO: Chairperson and Members
Parks and Recreation Committee

FROM: Kevin C. Christenson, Secretary
Parks and Recreation Committee

SUBJECT:
Information Reports

RECOMMENDATION:

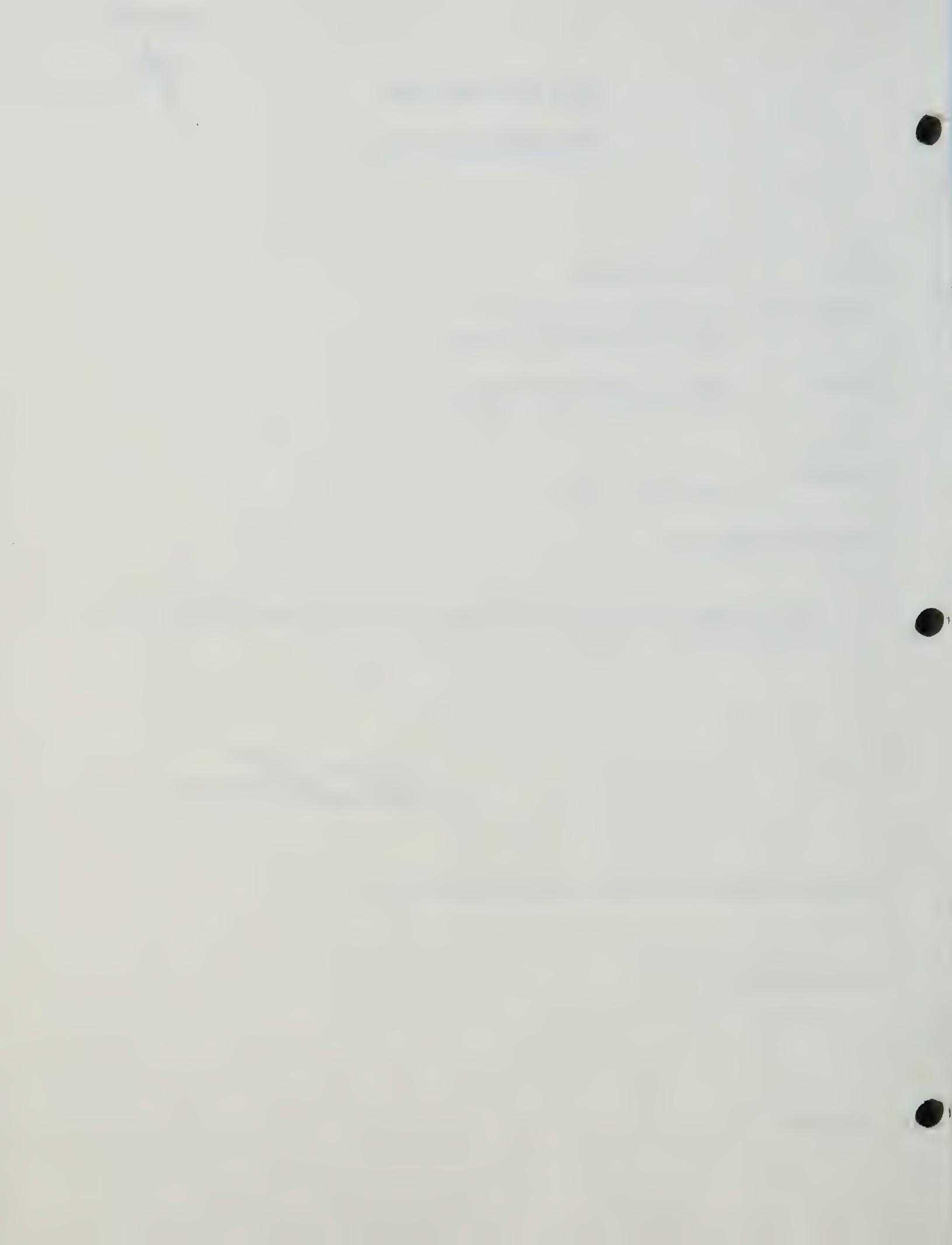
That the attached list of Information Reports that were previously distributed to the Parks and Recreation Committee, be received.



FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

Attachment



URBAN/MUNICIPAL

CA4 ON HBC AOS
CSIPI
1993

Judith McAnanama
Chief Administrative Officer
Hamilton Public Library

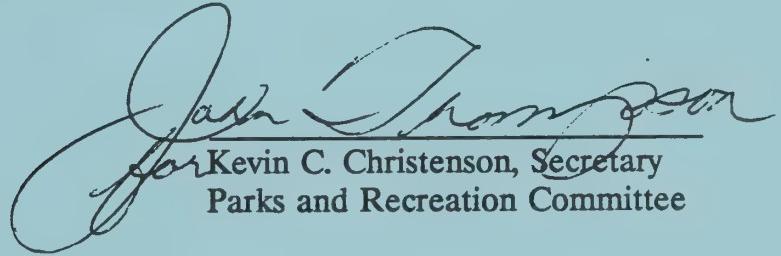


1993 March 18

NOTICE OF MEETING

PARKS AND RECREATION COMMITTEE

**Tuesday, 1993 March 23
9:30 o'clock a.m.
Room 233, City Hall**



A handwritten signature in black ink, appearing to read "Kevin C. Christenson". Below the signature, the name is typed in a smaller, standard font.

for Kevin C. Christenson, Secretary
Parks and Recreation Committee

AGENDA

1. DELEGATION (9:30 o'clock a.m.)

Ontario Sports Legends Hall of Fame Museum - Mr. J. C. Pelech

2. ADOPTION OF THE MINUTES

Minutes of the meeting held 1993 March 2

3. DIRECTOR OF PROPERTY

(a) City Lands - Gershome Neighbourhood - Adjacent to Derek Drive

(b) Former Inverness School Site - Sale of 2 Lots





4. DIRECTOR OF CULTURE AND RECREATION

- (a) Canada's Fit Week
1993 May 28 to June 6
- (b) Its Your Festival - Gage Park
1993 July 1 to July 4
- (c) Earthsong Festival - Use of Kay Drage Park for parking
1993 July 1 to July 4
- (d) Greater Hamilton Aquafest - Pier-4 Park and Eastwood Park
1993 July 23 to July 26
- (e) Festival of Friends - Gage Park
1993 August 6 to August 8
- (f) Feast of St. Anthony of Padua
 - Rental of Ivor Wynne Stadium
 - 1993 June 13
- (g) Gourley Park - Community Association
 - Adult Three-Pitch Tournament, James MacDonald School Park
 - 1993 July 10 and July 11 (rain date 1993 July 17 and July 18)
- (h) Fireworks Display - Greenhill Co-operative Corporation
1993 May 24 (Rain Date 1993 May 30)
- (i) Fireworks Display - Eastwood Park
 - Racalmutese Maria S.S. Del Monte Ontario Inc.
 - 1993 June 20
- (j) Big "A" Amusement Ltd. -
Fundraising Event for the Queenston Parent/Child Drop In Centre
- Parkdale Park 1993 July 14 to July 18



5. HAMILTON HISTORICAL BOARD

- (a) Capital Project Subsidies for Dundurn Castle and Whitehern
- (b) Summer Employment Experience Development Grant Application - Dundurn Castle
- (c) Programming Plan Study for the Hamilton Children's Museum

NOTE: It is recommended that this Study be received and referred to the City's Management Team Capital Budget Sub-Committee for review.

6. ACTING CITY CLERK

Stadium Sub-Committee

7. SECRETARY, PARKS AND RECREATION COMMITTEE

Information Reports

8. IN CAMERA AGENDA (No Copy)

9. NEW BUSINESS

10. ADJOURNMENT



OUTSTANDING ITEMS
PARKS AND RECREATION COMMITTEE

Item No.	Item	Original Date	Action	Status
1.	Indoor Bocci Courts	1991 September 17	Director of Culture and Recreation and Manager of Parks	Prepare Report
2.	Buttermilk Falls Parking Lot Alterations	1992 September 22	Director of Public Works	Report Back
3.	Process to Reduce Illegal Dumping in Parks and Open Space	1992 September 22	Director of Public Works	Report Back
4.	Cemetery Operating Hours	1992 October 6	Director of Public Works	Report Back
5.	Location of Dr. Victor Cecilioni Memorial	1992 December 1	Alderman T. Cooke	Report Back
6.	Non-Residents User Fees Ivor Wynne Stadium	1993 January 5	Director of Culture and Recreation	Report Back
7.	Twin Pad Arena - Bocci Court Sub-Committee	1993 January 19	Director of Property	Report Back 1993 March 15
8.	West Harbourfront Development Steering Committee	1993 January 19	Director of Public Works	Prepare Terms of Reference

Kevin C. Christenson, Secretary
1993 March 17





CITY COUNCIL
HAMILTON, CANADA

Alder.....

71 MAIN STREET WEST L8N 3T4 • (416) 546-2730 • RES. (416) 383-3470 – WARD 6

MEMO TO: Mr. Kevin Christenson,
Secretary, Parks & Recreation Committee.

FROM: Alderman Tom Jackson,
Chairman, Parks & Recreation Committee.

DATE: 15 March 1993.

SUBJECT: Ontario Sports Legends Hall of Fame Museum. CITY CLERKS

RECEIVED

7maw
MAR 1-1993

Please find attached a proposal I received from Mr. J. C. Pelech regarding a Hamilton location for the abovementioned facility.

Would you please place this item on the agenda for the Parks & Recreation Committee, as a delegation, for its meeting scheduled March 23rd and confirm their attendance with Mr. Pelech.

A handwritten signature in black ink that reads "Tom Jackson".

TJ/njb

Atch.

PELECH, OTTO & POWELL

Barristers & Solicitors

John C. Pelech, B.A., LL.B.
Robert A. Otto, B.A., LL.B.
Anthony J. B. Powell, B.Sc., LL.B.
Daniel D. Hall, LL.B.
Michael B. Johnston, B.A., LL.B.

149 Main Street East
Suite 200
Hamilton, Ontario

Mailing Address:
Effort Square Postal Outlet
P.O. Box 91206
Hamilton, Ontario L8N 4G4
Telephone 522-4696
Fax 528-6608

March 10, 1993

Culture & Recreation,
71 Main Street West,
Fourth Floor,
HAMILTON, Ontario.
L8N 3T4.

ATTENTION: Alderman Jackson, Chairman

Dear Sir:

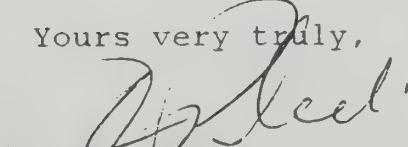
RE: Ontario Sports Legends Hall of Fame
Museum

Enclosed please find a Proposal for the establishment of the Ontario Sports Hall of Fame in Hamilton. Mr. Bruce Prentice of Toronto has suggested that Hamilton would be the most appropriate site for the location of the Ontario Sports Legends Hall of Fame and Museum.

We are prepared to meet with your Committee to elaborate on the brief Proposal with a hope that the structuring of an organizing Committee be recommended to Council to formulate an action plan which hopefully will culminate in the realization of the Sports Hall of Fame in the City of Hamilton.

Kindly advise.

Yours very truly,


J.C. PELECH
JCP;mc
encl.

ONTARIO SPORTS LEGENDS HALL OF FAME AND MUSEUM

It is proposed that the City of Hamilton actively pursue the establishment of The Ontario Sports Legends Hall of Fame and Museum in it's Jurisdiction.

It is remarkable to note that a Sports Hall of Fame for the Province has not yet been established. They have been established in British Columbia, New Brunswick, Saskatchewan, Quebec, Alberta and northern Ontario and in most of the States of the United States of America. In North America, there are over 125 Sports Hall of Fames, all of which are members of the International Association of Sports Halls of Fame and Museums.

The Hall of Fame would seek to honour both amateur and professional inductees in the following categories:

- (i) Players
- (ii) Builders
- (iii) Officials
- (iv) Media

The process would: "honour those individuals who have achieved greatness as a player, builder or game official while participating on an Ontario based team (amateur or professional); or having distinguished themselves as an

individual athlete while recognizing the Province of Ontario as their Home Province."

SELECTION COMMITTEE

A twenty-four person committee comprised of media personalities who have been credited members of the media for a minimum of ten years within the Province of Ontario as well as other persons selected at large throughout the Province of Ontario.

ANNUAL INDUCTION

The Ontario Sports Legends Hall of Fame would hold annual induction ceremonies with the first inaugural ceremony being possibly held in 1994.

ORGANIZATION

It is proposed that an organizing Committee be struck as soon as possible comprised of:

1. Representation from the Hamilton City Council;
2. Representation from the City/Region staff;
3. Citizen representatives from Hamilton and other parts of the Province of Ontario.

INCORPORATION

A non profit organization could be incorporated as soon as the Committee deems it advisable.

REQUIREMENTS

No financial commitment would be required from any government level at the present time.

The availability of space and clerical assistance would be required for the meetings of the organizing Committee.

Although planning for the first inaugural induction ceremony could take place as soon as the Committee determines, a facility to house the Hall of Fame & Museum would not be necessary until a feasible development plan is adopted. Prior to a permanent building being available, the plaques honouring the inductees could be placed in a prime location in an existing significant Hamilton Building. The proposed future building would have an "active" segment which could include a sport action centre, a theatre, pro shop, fast food outlet and other facilities that would enhance the appeal as an entertainment Centre as well as being a tourist attraction and would generate additional income.

Ontario has been a breeding ground for exceptional athletes in most every sport for over 100 years and the time has come to recognize them provincially.



CITY COUNCIL
HAMILTON, CANADA

Alderman Tom Jackson

71 MAIN STREET WEST L8N 3T4 • (416) 546-2730 • RES. (416) 383-3470 – WARD 6

15 March 1993.

Mr. J. C. Pelech,
Pelech, Otto & Powell,
Effort Square Postal Outlet,
P.O. Box 91206,
Hamilton, Ontario.
L8N 4G4.

Dear Mr. Pelech:

Thank you for sending me a copy of the proposal for an Ontario Sports Legends Hall of Fame Museum for Hamilton. I have requested that this item be placed on the agenda of the Parks and Recreation Committee meeting scheduled for March 23rd as a delegation and trust you and Mr. Prentice will be available to attend. Mr. Kevin Christenson, Secretary to the Committee, will contact you regarding the time to appear once the agenda has been finalized.

Thank you for all your efforts respecting this issue and it was a pleasure meeting with you and Mr. Prentice in the Mayor's Office last week.

I look forward to your presentation on March 23rd.

Sincerely,

Alderman Tom Jackson,
Chairman, Parks and
Recreation Committee.

TJ:njb

c.c. Mayor Robert M. Morrow.
 Alderman Henry Merling.
 Mr. Kevin Christenson, Secretary, Parks & Recreation Committee.

2.

Tuesday, 1993 March 2
9:30 o'clock a.m.
Room 233, City Hall

The Parks and Recreation Committee met.

Present: Alderman T. Jackson, Chairperson
Alderman G. Cops, Vice-Chairperson
Alderman T. Cooke
Alderman Wm. M. McCulloch
Alderman B. Morelli
Alderman D. Agostino
Alderman T. Anderson
Alderman D. Ross

Absent: Mayor R. M. Morrow, City Business

Also present: Ms. C. Mason, Public School Trustee
Mr. J. G. Pavelka, Chief Administrative Officer
Mr. R. Sugden, Director of Culture and Recreation
Mr. D. Lobo, Director of Public Works
Mr. D. Farquhar, Department of Public Works
Mr. J. Pook, Department of Public Works
Mr. C. Firth-Eagland, Department of Public Works
Mr. W. Plessl, Department of Public Works
Mr. A. Ross, Treasurer
Mr. D. Vyce, Director of Property
Mr. K. Nutley, Property Maintenance Division
Mr. R. Martiniuk, Property Department
Mr. P. Hooker, Law Department
Mr. T. Bradley, Manager of Purchasing
Ms. J. Hickey-Evans, Planning and Development Department
Mr. J. Norris
Mr. K. C. Christenson, Secretary

1. **ADOPTION OF THE MINUTES**

The minutes of the meeting held 1993 February 16 were adopted as circulated.

2. **DIRECTOR OF PROPERTY/
DIRECTOR OF LOCAL PLANNING/DIRECTOR OF PUBLIC WORKS**

**Amendment to Encroachment Policy to Protect Park, Woodlot, Ravine, Open Space,
Hazard or other Environmentally Sensitive Lands**

The Committee was in receipt of a report dated 1993 January 27 from the Director of Property, Director of Local Planning and Director of Public Works respecting an amendment to Encroachment Policy to protect park, woodlot, ravine, open space, hazard or other environmentally sensitive lands.

Alderman Ross suggested that a notification period should be in place prior to the implementation of the policy in order that any resident who wishes to have an agreement drawn up with the City be given this opportunity. Mr. Vyce informed the Committee that there are presently 229 encroachment agreements in place and that Section (c) of the recommendation gives the Committee the flexibility to improve further agreements if deemed necessary. Alderman Agostino stated that some of the areas presently being occupied by abutting owners are inaccessible to the public and are being maintained by these owners at no cost to the City. He suggested that the policy was too encompassing and that it should be geared towards those individuals who are harming the City's interests.

The Committee then discussed the issue of taxation on the leased properties and subsequently amended the recommendation by adding Section (d) as follows: That the Provincial Assessment Department be directed to appropriately assess all public lands being leased from the City of Hamilton in order that taxation of these lands can commence in 1994. Subsequently, the Committee approved the following recommendation:

That the existing encroachment policy adopted by City Council on 1975 April 29 be amended by the addition of the following sub-section to apply to park, woodlot, ravine, open space, hazard and other environmentally sensitive lands:

- (a) That the Director of Property be authorized and directed to actively pursue and eliminate encroachments on park, ravine, open space and other environmentally sensitive/hazard lands by whatever means necessary.
- * (b) That the City's existing leases to adjacent property owners of municipal park, woodlot, ravine, open space and other environmentally sensitive/hazard lands be terminated upon sale of the adjacent owner's property.
- (c) That no new leases be approved to legitimize encroachments onto park, woodlot, ravine, open space and other environmentally sensitive/hazard lands, except:
 - i. Previous City commitments negotiated in 1992,
 - ii. To prevent City lands from being lost by adverse possession,
 - ** iii. Unless expressly approved by the Parks and Recreation Committee and City Council.

Such leases approved as exceptions to this policy shall be subject to the City's conditions of approval including:

- i. registration of the lease on title;
 - ii. recovery of the City's expenses, (costs of survey, documentation and registration) from the benefitting adjacent owner.
- (d) That the Provincial Assessment Department be directed to appropriately assess all public lands being leased from the City of Hamilton in order that taxation of these lands can commence in 1994.

*Alderman Agro indicated that he wished to be recorded as opposed to Section 2 (b).

**Alderman Cops and Alderman Ross indicated that they wished to be recorded as opposed to Section 2 (c) iii.

3. DIRECTOR OF PROPERTY

(a) Landscaping Agreements

Rear Lands

- 80 Albion Falls Blvd. - Carmine & Elodia Pangia and Nicholas & Connie Catalano
- 84 Albion Falls Blvd. - Peter and Barbara Lucek
- 88 Albion Falls Blvd. - Nick and Mary Tomjenovic

The Committee was in receipt of a report dated 1993 February 8 from the Director of Property respecting landscaping agreements - rear lands - 80, 84 and 88 Albion Falls Boulevard.

The Committee approved the following recommendation:

- (a) That a Lease Agreement, duly executed by the applicants, Carmine and Elodia Pangia, and Nicholas and Connie Catalano on 1992 November 28, for a parcel of City owned land located at the rear of municipal number 80 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1. plus applicable taxes be credited to Account No. CH44104 31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- (b) That a Lease Agreement, duly executed by the applicants, Peter and Barbara Lucek, on 1992 December 2, for a parcel of City owned land located at the rear of municipal number 84 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1. plus applicable taxes be credited to Account No. CH44104 31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- (c) That a Lease Agreement, duly executed by the applicants, Nick and Mary Tomjenovic, on 1992 December 7, for a parcel of City owned land located at the rear of municipal number 88 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1. plus applicable taxes be credited to Account No. CH44104 31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- (d) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.

Alderman Cops indicated that she wished to be recorded as opposed.

(b) Purchase of Easement by the Region for the Installation of Sewers - through Billy Sherring Park

Authority to Enter City Lands prior to the Date of Closing

The Committee was in receipt of a report from the Director of Property dated 1993 February 22 from the Director of Property respecting the purchase of easement by the Region for the installation of sewers through Bill Sherring Park and Authority to Enter City lands prior to the date of closing.

The Committee approved the following recommendation:

- (a) That an Offer to Purchase (Easement) Agreement, executed by Regional Officials on 1993 February 18 and scheduled to close on or before 1993 May 21 for the purchase by the Region of a storm and sanitary sewer easement for the lands composed of part of Lot 9, Concession 8, formerly in the geographic Township of Barton, having a 4.5 metre width, more or less, containing 452.77 square metres (4,873.75 square feet) more or less, along the southerly limit of Part 5 on a preliminary plan prepared on 1992 July 6 by MacKay, MacKay & Peters Limited, for the sum of \$2., be approved and completed. The actual sale price of \$6,675. has been paid to the City of Hamilton by Rymal Square Developments Inc., the developers of Rymal Square Estates - Phase 3, and credited to Account No. CH4X501 00201 (Reserve for Parkland). Subject property forms part of Billy Sherring Park and is required by the Region for the installation of sewers.
- (b) That an Authority to Enter Agreement, in favour of the Region, dated 1993 February 18, to enter the above City land immediately for the construction of a sewer, be approved effective the day after City Council approval.

(c) **Crown Point East Park Transfer of Funds**

The Committee was in receipt of a report from the Director of Property dated 1993 February 25 respecting Crown Point East Park Transfer of Funds.

The Committee approved the following recommendation:

That \$6,000. be transferred from the Reserve for Parkland Acquisition Account No. CH00201 to the Crown Point East Park Account No. CF5590 628650001, revising the authorized cost of the Crown Point East park project from \$277,000. to \$283,000. to cover the costs of demolishing 122 Province Street North required for the Crown Point East Park Development.

(d) **Lease Hamilton Bay Sailing Club Pier-4 Park**

The Committee was in receipt of a report dated 1993 February 22 from the Director of Property respecting a lease agreement - Hamilton Bay Sailing Club, Pier-4 Park.

The Committee approved the following recommendation:

- (a) That the City Solicitor be authorized and directed to prepare a Lease Agreement in favour of the Hamilton Bay Sailing Club in accordance with the following terms:

Property: Basement and Compound of the Gartshore Thomson Building, Pier-4 Park.

Area: Basement: 1,100 square feet
Compound: 5,900 square feet

Rental Rate: i. \$2,246. per annum.
ii. \$10,000. prepaid rent payable on execution of the Lease. This prepaid rent is to be applied to capital costs to renovate and to conform with Ontario Building Code requirements to allow the Hamilton Bay Sailing Club to be located in the Gartshore Thomson Building.

Term: 1993 March 1 to 1994 November 30.

Operating Costs: The Tenant to pay all operating costs plus any realty taxes for the leased area, including and not limited to heat, hydro, maintenance costs and security system.

Renewal: The Tenant has the right to renew the Lease for a three (3) year period, rate and terms to be mutually agreed to prior to the expiry of the Lease.

- (b) That the following clauses be contained in the Lease:
- i. That the Hamilton Bay Sailing Club is offering a service to the public and is open for public membership.
 - ii. That the fenced in storage area is exclusively for the storage of club boats and not boats privately owned.
 - iii. That City of Hamilton Staff have unrestricted access to the mechanical room at all times.
 - iv. That the Club agrees to run a non-profit organization - open for public membership.
 - v. That occasional vehicle access to the compound will be allowed as required solely for the purpose of trailering boats. No parking will be allowed in this area.
 - vi. That the Club will submit a list of all members to the City each year of the agreement.
 - vii. That access to the maintenance and mechanical room must be kept neat and tidy.
 - viii. That the Club pay for their share of yearly security costs.
 - ix. That the Club has no access to other areas of the building without the consent of the Lessor.
- (c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.

4. DIRECTOR OF CULTURE AND RECREATION**(a) Hamilton Lifeguard Team**

The Committee was in receipt of a report dated 1993 February 25 from the Director of Culture and Recreation respecting the Hamilton Lifeguard Team.

The Committee approved the following recommendation:

That approval be given for the selection of a City of Hamilton Lifeguard Team to compete in the Provincial Evaluation Competition promoting new higher levels of swimming skills, rescue effectiveness, first aid application and public safety awareness.

(b) The Corporate Challenge

The Committee was in receipt of a report dated 1993 February 23 from the Director of Culture and Recreation respecting the Corporate Challenge.

The Committee approved the following recommendation:

That the Department of Culture and Recreation support the program leadership for the 10th Annual Corporate Challenge sponsored by the Hamilton and District Chamber of Commerce, 1993 June 13.

(c) International Children's Olympics

The Committee was in receipt of a report dated 1993 February 23 from the Director of Culture and Recreation respecting International Children's Olympics perspectus.

The Committee approved the following recommendation:

That the International Children's Olympics perspectus, previously circulated to City Council Members, be approved for presentation to the International Children's Olympic Committee outlining the planning commitment by the City of Hamilton for the lead-up participation in 1993 and the Hosting in 1994.

5. DIRECTOR OF PUBLIC WORKS**(a) Park Development and Redevelopment Programme**

The Committee was in receipt of a report dated 1993 February 23 from the Director of Public Works respecting the Park Development and Redevelopment Programme.

Following a brief discussion of development priorities, Committee approved the following recommendation:

- (a) That the Park Development and Redevelopment projects as outlined in Appendix "A" appended hereto, be approved for implementation in 1993, in accordance with the level of funding approved in the 1993 capital budget.
- (b) That the overall Park Development and Redevelopment Programme as outlined in Appendix "B" appended hereto, be approved for phased implementation in accordance with future capital funding allotments established in the 1993 - 2002 Capital Budget.

(b) Turner Park Development

The Committee was in receipt of a report dated 1993 February 23 from the Director of Public Works respecting Turner Park Development.

The Committee approved the following recommendation:

- (a) That the development concept for Turner Park as outlined in Appendix "C", appended hereto, be approved for phased implementation.
- (b) That staff be authorized to seek the approval of the Township of Glanbrook to rezone that portion of Turner Park which is in Glanbrook, as outlined in Appendix "D", appended hereto, to permit its development as an active recreational site.

(c) Pier Structure Construction at Pier-4 Park

The Committee was in receipt of a report dated 1993 February 24 from the Director of Public Works Department respecting Pier Structure Construction at Pier-4 Park.

The Committee approved the following recommendation:

- (a) That the Manager of Purchasing be authorized to call for tenders for the supply and installation of the pier structure at Pier-4 Park as indicated on the Pier-4 Park Master Plan concept at an estimated cost of \$565,000. plus a \$70,000. contingency.
- (b) That this project be funded from Account No. CF41925 4004, Harbourfront Remediation - Stage 1.

6. MANAGER OF PURCHASING**Supply and Delivery of Seventy-five (75) Park Benches, Harbourfront Park**

The Committee was in receipt of a report dated 1993 February 24 from the Manager of Purchasing respecting the supply and delivery of seventy-five (75) park benches, Harbourfront Park.

The Committee approved the following recommendation:

That a purchase order be issued to Trystan, a Division of Date Industries, Ayr, in the amount of \$56,752. to supply and deliver seventy-five (75) Park Benches for Harbourfront Park, being the lowest of five tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Harbourfront Park Remediation- Stage 2 Account No. CF5200 419254003.

7. SECRETARY, PARKS AND RECREATION COMMITTEE

The Committee was in receipt of a report dated 1993 February 24 from the Secretary, Parks and Recreation Committee respecting Information Reports.

Alderman Copps questioned why the Culture and Recreation Department was closing the recreation centres on the Easter Weekend. Mr. Sugden responded that his Department had been closing the recreation centres on Easter Weekend for the past 5 to 6 years and that attendance had traditionally not been that high in addition to the cost factor of paying staff double time and a half salary for working these statutory holidays. He indicated that he would bring back an information report to the Committee on these financial and attendance figures.

Alderman Agostino raised the issue of mosquito spraying in the Bow Valley. Mr. Chrystian said that he had investigated with the Regional Conservation Authority possible solutions to the mosquito problems in the Bow Valley. However, spraying is the only acceptable method according to the Conservation Authority. He stated that an estimated cost for providing this service in the area was \$16,000. He said that other municipalities such as Winnipeg pay as much as \$1 million dollars per year for a mosquito spraying program.

Subsequently, Alderman Agostino moved that the mosquito spray program proceed in the Bow Valley area. As there was no seconder, the issue was tabled.

Subsequently, the Committee approved the following recommendation:

That the attached list of information reports that were previously distributed to the Parks and Recreation Committee be received.

1993 February 17	Bob Sugden Director of Culture and Recreation	Non-Residents Policy for Facility Rentals	1993 February 17
1993 February 17	Susan K. Reeder, Secretary Arts Advisory Sub-Committee	Minutes of the Arts Advisory Sub-Committee	1993 February 18
1993 February 17	Bob Sugden Director of Culture and Recreation	Recreation Facility Closures Easter Weekend April 9, 10, 11 and 12, 1993	1993 February 24
1993 February 18	Bob Sugden Director of Culture and Recreation	Parks and Recreation Magazine	1993 February 24
1993 February 18	Bob Sugden Director of Culture and Recreation	Easter Seals Recognition Award	1993 February 24
1993 February 19	Doug Lobo Public Works	Friends of Dundurn Aviary Newsletter	1993 February 24

8. NEW BUSINESS

(a) Indoor Bocci Courts

The Committee was in receipt of an information report dated 1993 February 26 from the Director of Culture and Recreation respecting Indoor Bocci Courts.

Mr. Sugden reviewed the background of his report and indicated to the Committee that there were two options available at this time.

- i. To go ahead with the outdoor court with the dollars available in the present budget for the Twin Pad Arena.
- ii. Consider the construction of the Indoor Bocci Court at a cost of \$602,000. which would be required from the Capital Budget Contingency Account or from other sources. He stated that the Contingency Account could be paid back once grants from senior levels of government or the public were secured.

Alderman Agostino stated that bocci was a growing sport and that the 1995 World Tournament was to be held in Hamilton. He suggested that the Indoor Bocci Court facility would be financed without affecting the tax base, using Capital Reserves and the Contingency as well as through recoveries from senior levels of government and the public.

Alderman D'Amico said he supported proceeding with construction of the indoor facility. He added that the provincial and federal funding could not be applied for until the facility had been built. Alderman Cooke expressed concern with the proposal as the capital and current budgets had just been established for 1993 and that a committee was now considering going against the budget process that Council had just approved.

Following considerable discussion, the Committee approved that the item be received.

Alderman Jackson and Alderman Agostino indicated that they wished to be recorded as opposed.

(b) **1993 Mum Show**

The Committee was in receipt of an information report from the Director of Public Works dated 1993 March 1 respecting the 1993 Mum Show which was distributed to the Committee members at the meeting.

Alderman Jackson addressed the Committee and explained the Mum Show Committee was not aware of the potential for the deletion of funding from the 1993 current budget. Mr. Chrystian stated that he would be reporting back to the Parks and Recreation Committee on a down-scaled version of the Mum Show following a meeting of the Mum Show Committee.

Subsequently, the Committee approved that the item be received.

9. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

**ALDERMAN T. JACKSON, CHAIRPERSON
PARKS AND RECREATION COMMITTEE**

**K. C. Christenson
Secretary**

1993 March 2



3(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 12

REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

RECEIVED

MAR 1 2 1993

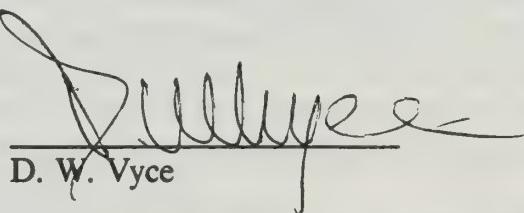
FROM: D. W. Vyce
Director of Property

CITY CLERKS

SUBJECT: City lands - Gershome Neighbourhood - adjacent to
Derek Drive

RECOMMENDATION:

That approval in principle be given to the Director of Property to pursue further the proposal initiated by the Jackson family, developers of Nash Acres, proposed plan of subdivision, to acquire a parcel of City owned land in the vicinity of Derek Drive in the Gershome Neighbourhood for inclusion in the said plan, and to pursue further, the acquisition of the Jackson lands in the Gershome Neighbourhood for parks/open space purposes.



D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The exchange of lands between Jackson and the City will result in a cash outlay by the City. It is premature to speculate the extent of the cash outlay until a survey of the lands involved, clearly defines the limits of each parcel. Furthermore, the 5% park dedication requirement will also reduce the City's financial involvement herein.

BACKGROUND:

The Jackson family, long time residents and operators of farm lands in the east end of the City at Nash Road, have been planning to create a small subdivision of land lying at the end of Derek Drive in the Gershome Neighbourhood. This relatively small peninsula of high land is virtually surrounded by open space, ravine/flood plain lands.

The initial proposed plan of subdivision for the site, know as Nash Acres is attached hereto for your perusal, together with the Gershome Neighbourhood Plan. In the process of circulating the Draft Plan to the various regulatory agencies, it was determined that the Hamilton Region Conservation Authority (H.R.C.A.) would not support the initial proposal inasmuch as the placement of the extension of Derek Drive is too close to the open space/flood plain lands. However, the H.R.C.A. could support the plan if Street "A" was shifted westerly by 40' more or less. The effect of the road relocation would result in the loss of a number of lots along the westerly limit of Street "A" and render the site uneconomical to develop. A solution to the problem would be for Jackson to include additional lands within the plan so as to lengthen the depth of the site west of Street "A" in a magnitude sufficient to create standard lot depth.

The land west of the Jackson lands proposed for Nash Acres is owned by the City of Hamilton. This parcel of land, which encompasses both "high" and valley lands, was acquired by the City from the Jacksons in the late 1950's for storm drainage and open space purposes in the Red Hill Valley watershed. Mr. Jackson has inquired if the City would be interested in disposing of a portion of its "high" land (shown in heavy outline on the attached plan of Nash Acres) in order that Street "A" may be shifted westerly and the plan of subdivision may be proceeded with in an economical fashion.

While the City owned land Mr. Jackson requires has not been clearly defined as yet, it is believed to be "high" land in its entirety. A clear delineation of the lands requested to be purchased will be made in full consultation with the pertinent regulatory agencies and City and Regional Departments.

Mr. Jackson's correspondence to the City in this regard refers to an exchange of lands. The land designated Parks and Recreational, lying east of Cherryridge Close as shown on the attached neighbourhood plan, is a wooded area owned by the Jackson family. Other ravine lands in the immediate vicinity are also owned by the Jacksons and should be under City and Regional ownership so as to control all of the flood plain areas. Mr. Jackson proposes a land exchange on a "value for value" basis which is fair and equitable to both parties.

The Planning, Engineering, and Parks Departments, and the H.R.C.A. have been canvassed for their initial comments on the proposal to acquire the City lands on a land exchange basis. Collectively, all departments believe the proposal has merit for it would accomplish a number of objectives of both parties:

- (1) the plan of Nash Acres could proceed;
- (2) the City could acquire the lands it requires for parks/open space purposes in a much more economical fashion. It should be noted that the lands the City requires are greater in size than the lands required by Mr. Jackson. Therefore, it will be necessary to compensate the Jackson's for the value of the excess lands. The 5% park dedication requirement is also a factor in this development and exchange proposal. Therefore, it is too early at this stage to determine the actual extent of any cash outlay until the survey of the lands has been completed.

It is understood that a land use designation change of the City lands in the Neighbourhood and Official Plans from open space to residential use will be required, as well as satisfying any concerns of the H.R.C.A. and environmental agencies.

Staff are bringing this proposal to you for approval in principle only at this time. If you concur with the proposal of a sale and purchase of lands with the Jacksons, Mr. Jackson will then proceed, with the assistance of all affected agencies and departments to clearly define the lands in question via a survey. A new draft plan of Nash Acres could then be created and circulated on a formal basis.

Ultimately, land purchase and sale documents would be presented to the Parks and Recreation Committee and Council for their formal approval.

DWV/dcr

March 12, 1993
Parks and Recreation Committee
Page 4

attech.

c.c. D. Lobo
Director
Public Works
Attention: C. Firth-Eagland

V. Abraham, M.C.I.P.
Director
Regional Planning Division
Attention: G. Grappler

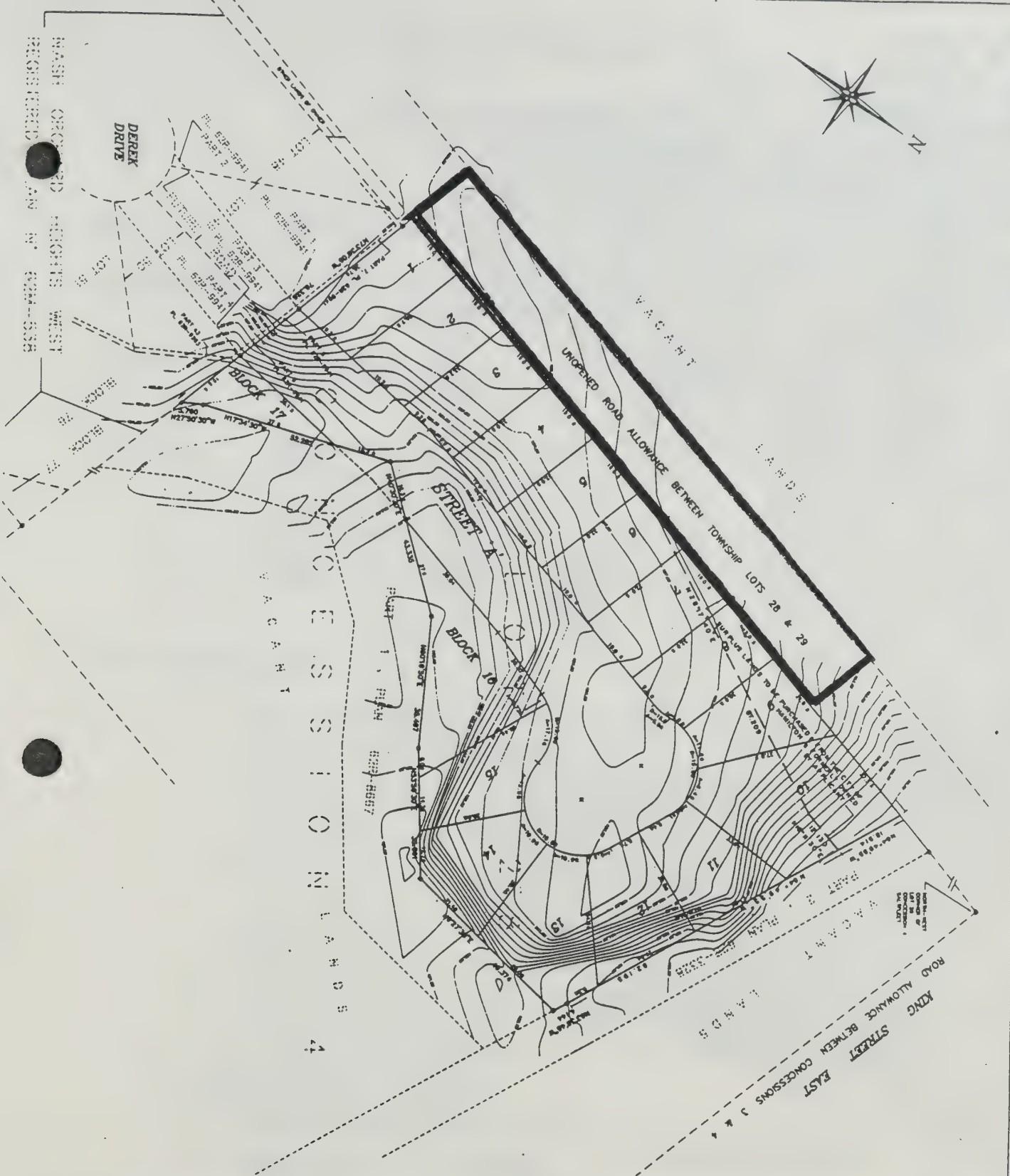
J. Thoms
Commissioner
Planning & Development
Attention: L. Lanza

E. Chajka, P. Eng.
Manager of Development
Roads Department
Attention: P. Strong

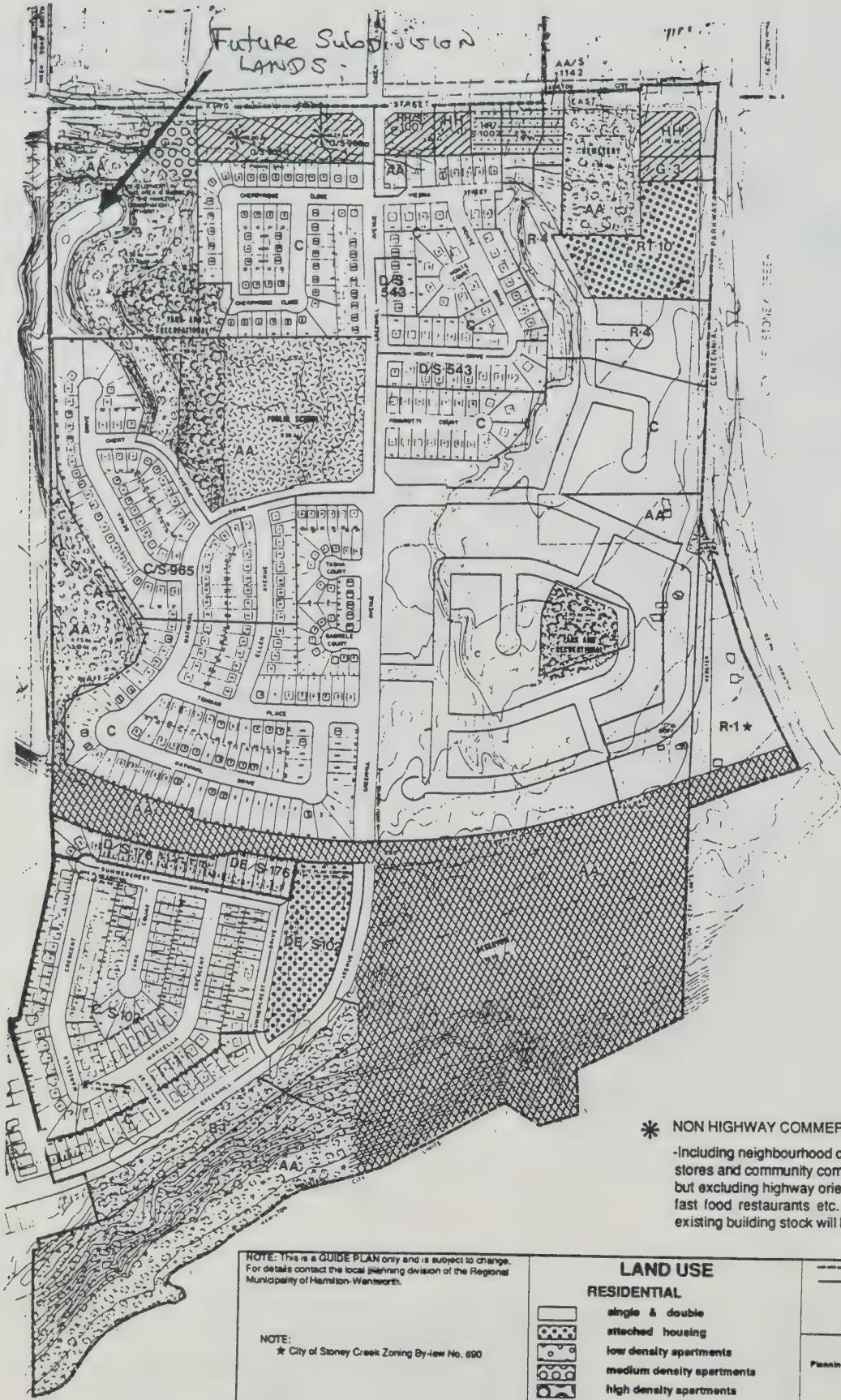
R. Buckle
Chief Appraiser
Real Estate Division

A. Ross
Treasurer

Hamilton Region Conservation Authority
Attention: D. Baker



		KEY PLAN See page 2	
		METRIC NOTE	INCHES OF ONE METRE AND PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 30.48
		OWNER'S CERTIFICATE	
		I, <u>John P. Nouwens, O.L.S.</u> , being the owner of the above described land, do hereby declare that I have read the Surveyor's Certificate and that the same is true to the best of my knowledge and belief.	
		<u>John P. Nouwens</u>	
		Date: <u>1/1/90</u>	
		Rogersville, Ontario POST OFFICE POSTAL ADDRESS UNKNOWN	
		RECORDED <u>1/1/1990</u> <u>John P. Nouwens</u>	
		SCHEDULE : RE : SECTION 50(2)	
<p style="text-align: center;">DRAFT PLAN OF NASH ACRES <small>BEING A PROPOSED SUBDIVISION OF PART OF LOT 28, CONCESSION 4 FORMERLY IN THE TOWNSHIP OF SALTLEET NOW IN THE CITY OF HAMILTON REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH SCALE: 1:500 METRES</small> <hr/> <small>JOHN P. NOUWENS, O.L.S. - 1990.</small></p>			



* NON HIGHWAY COMMERCIAL

-Including neighbourhood commercial e.g. convenience stores and community commercial e.g. medical offices, but excluding highway oriented uses such as gas bars, fast food restaurants etc. Uses which conserve the existing building stock will be encouraged.

NOTE: This is a GUIDE PLAN only and is subject to change. For details contact the local planning division of the Regional Municipality of Hamilton-Wentworth.

NOTE:
★ City of Stoney Creek Zoning By-Law No. 690

LAND USE

RESIDENTIAL

- [Symbol: Single & Double House] single & double
- [Symbol: Attached Housing] attached housing
- [Symbol: Low Density Apartments] low density apartments
- [Symbol: Medium Density Apartments] medium density apartments
- [Symbol: High Density Apartments] high density apartments
- [Symbol: Commercial & Apartments] commercial & apartments

COMMERCIAL

- [Symbol: Commercial Building] COMMERCIAL
- [Symbol: Industrial Building] INDUSTRIAL
- [Symbol: Civic & Institutional Building] CIVIC & INSTITUTIONAL
- [Symbol: Park & Recreational Area] PARK & RECREATIONAL
- [Symbol: Open Space] OPEN SPACE

Neighbourhood Boundary
Zoning Boundary

Approved

Planning Committee MAY 2, 1988 Council JUNE 11, 1988

Last Revision Date AUGUST 2, 1990

CITY OF HAMILTON
PLANNING DEPARTMENT

GERSHOME
APPROVED PLAN

CITY OF HAMILTON
- RECOMMENDATION -

3(b)

DATE: 1993 March 10

REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. D. W. Vyce
Director of Property

SUBJECT: Former Inverness School Site
410 Upper Wentworth Street
Part 3, Reference Plan 62R-11955 to
886531 Ontario Ltd. (Fernando Recchia)
Part 5, Reference Plan 62R-11955 to
886531 Ontario Ltd. (Fernando Recchia)

R E C E I V E D

MAR 17 1993

CITY CLERKS

RECOMMENDATION:

- a) i) That an Offer to Purchase Agreement, duly executed by 886531 Ontario Ltd. (Fernando Recchia, President), on March 1, 1993 and scheduled for closing on or before May 26, 1993, for the purchase of the lands situated within the Regional Municipality of Hamilton-Wentworth, being composed of part of Lot 11, Concession 4, formerly in the Township of Barton, now in the City of Hamilton, having a frontage along the westerly road limit of Upper Wentworth Street of 12.0 metres (39.97 feet) more or less, by a depth of 42.65 metres (139.92 feet) more or less, and comprising a total area of 511.8 square metres (5,509.15 square feet) more or less, more particularly described as Part 3 on Registered Plan 62R-11955, be approved and completed, and the funds derived from this sale of \$32,500 be credited to Account No. CH 5X303 00102 (Reserve for Property Purchases). A certified deposit cheque in the amount of \$1,625 is being held by the City Treasurer pending Council approval.
- ii) That the Purchaser covenants to the City to comply with the overall Grading Plan, the detailed Grading Plan and the Service Agreement in its construction on the purchased land and in the related matters set out therein as requirements of the City.
- iii) That a certified security deposit in the amount of \$3,000 be held by the City Treasurer as security against completion of the grading specifications, which monies shall be returned to the Purchaser upon producing a Grading Certificate in a form satisfactory to the Building Commissioner in compliance with the terms and conditions of this Agreement.

iv) That this land be conveyed to the Purchaser subject to an Easement (in a form satisfactory to the City Solicitor) over the subject land for the benefit of the Vendor for the purpose of enabling the Vendor, in its discretion, to enter the land to carry out lot grading or other matters in the event the Purchaser fails to comply with the requirements of:-

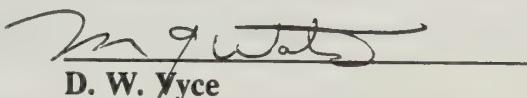
- the overall Grading Plan attached hereto as Schedule "A";
- the Service Agreement attached hereto as Schedule "B"; and
- the said approved detailed Grading Plan

The Vendor may do such works as may be required so that the lot grading and other required matters are in compliance with the said requirements. The Purchaser agrees to enter into the Easement at least two (2) weeks prior to closing and to register the Easement on title to the land prior to the closing of the sale of this land to the Purchaser. The Purchaser agrees that the costs incurred by the Vendor in performing said works shall be deducted from the refundable security and upon release of the Easement provided for below, the Vendor agrees to return any remaining monies to the Purchaser less said costs without interest or penalty and subject to the new provisions on the refund set out in the Service Agreement. Notwithstanding and without limiting the foregoing, the Vendor reserves the right to apply the said security against the cost to remedy any of the default of the Purchaser under the Agreement, the Service Agreement or any other unpaid taxes or charges due the City and to take all other action to recover its costs should said costs exceed the amount of security. The said Easement will expire five (5) years after the completion of construction of a house on the land or upon written release by the City of the Easement, whichever is earlier.

- b) i) That an Offer to Purchase Tender Agreement, duly executed by 886531 Ontario Ltd. (Fernando Recchia, President), on March 1, 1993, and scheduled for closing on or before May 26, 1993, for the purchase of the lands situated within the Regional Municipality of Hamilton-Wentworth, being composed of part of Lot 11, Concession 4, formerly in the Township of Barton, now in the City of Hamilton, having a frontage along the westerly road limit of Upper Wentworth Street of 12.0 metres (39.37 feet) more or less, by a depth of 42.65 metres (139.92 feet) more or less, comprising a total area of 511.8 square metres (5,509.15 square feet) more or less, more particularly described as Part 5 on Registered Plan 62R-11955, be approved and completed, and the funds derived from this sale of \$32,500 be credited to Account No. CH 5X303 00102 (Reserve for Property Purchases). A certified deposit cheque in the amount of \$1,625 is being held by the City Treasurer pending Council approval.
- ii) That the Purchaser covenants to the City to comply with the overall Grading Plan, the detailed Grading Plan and the Service Agreement in its construction on the purchased land and in the related matters set out therein as requirements of the City.

- iii) That a certified security deposit in the amount of \$3,000 be held by the City Treasurer as security against completion of the grading specifications, which monies shall be returned to the Purchaser upon producing a Grading Certificate in a form satisfactory to the Building Commissioner in compliance with the terms and conditions of this Agreement.
- iv) That this land be conveyed to the Purchaser subject to an Easement (in a form satisfactory to the City Solicitor) over the subject land for the benefit of the Vendor for the purpose of enabling the Vendor, in its discretion, to enter the land to carry out lot grading or other matters in the event the Purchaser fails to comply with the requirements of:-
 - the overall Grading Plan attached hereto as Schedule "A";
 - the Service Agreement attached hereto as Schedule "B"; and
 - the said approved detailed Grading Plan

The Vendor may do such works as may be required so that the lot grading and other required matters are in compliance with the said requirements. The Purchaser agrees to enter into the Easement at least two (2) weeks prior to closing and to register the Easement on title to the land prior to the closing of the sale of this land to the Purchaser. The Purchaser agrees that the costs incurred by the Vendor in performing said works shall be deducted from the refundable security and upon release of the Easement provided for below, the Vendor agrees to return any remaining monies to the Purchaser less said costs without interest or penalty and subject to the new provisions on the refund set out in the Service Agreement. Notwithstanding and without limiting the foregoing, the Vendor reserves the right to apply the said security against the cost to remedy any of the default of the Purchaser under the Agreement, the Service Agreement or any other unpaid taxes or charges due the City and to take all other action to recover its costs should said costs exceed the amount of security. The said Easement will expire five (5) years after the completion of construction of a house on the land or upon written release by the City of the Easement, whichever is earlier.



D. W. Wyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

On June 28, 1988, City Council approved Item #5 of the 14th Report of the Parks and Recreation Committee, thereby purchasing the former Inverness School from the Board of Education for parks and recreation purposes. Subsequently, this property was found to be unsuitable for conversion to a Senior Citizen's Centre as intended, and the property was deemed surplus.

On March 12, 1991, City Council adopted Item #6 of the 5th Report of the Parks and Recreation Committee, thereby directing the Property Department to demolish the school structure and sell the site as a single family development of ten (10) lots.

Consequently, the Real Estate Division completed the Tender of the lots in which a singular bid (by Mr. Manganiello) was successful for Part 8.

As the reserve bid of \$35,000 for the lots on Upper Wentworth Street and \$40,000 for the lots on East 19th Street was not received through the tender process, the Real Estate Division proceeded to contact those people who submitted a bid in order to determine if they wished to match the reserve. Of all the applicants, only Mr. and Mrs. Charkot agreed to purchase a lot, being Part 7, at the reserve of \$40,000.

In the interim, the Real Estate Division received a number of inquiries from interested parties who stated they were willing to purchase the lots at the reserve price. Subsequently, we began to contact these parties in the chronological order. This has resulted in the Offer to Purchase Agreements from 456941 Ontario Ltd. and 77957 Ontario Ltd. (Paul Silvestri and Giulio Trulli, respectively), which were recommended and accepted by City Council through adoption of Item #20 of the 11th Report of the Parks and Recreation Committee on May 26, 1992.

One objective of this development was to promote the construction of single family residential homes of an affordable nature, (in the range of \$140,000 - \$150,000), and maintain the small home neighbourhood atmosphere. This objective necessitated the withholding of two (2) lots fronting upon Upper Wentworth Street.

The "D" zoning in place on Upper Wentworth Street is such that residential one and two family townhouses would have been permitted on this site. As previously stated, our objective was to maintain the character of the neighbourhood, therefore, two (2) lots were withheld until such time as single family homes were completed.

Initially, to ensure this development proceeded as single family homes, the Real Estate Division applied for a rezoning to "R-4" (Small Lot Single Family Detached), in order to maximize the density and maintain our objective. When it became apparent that the rezoning was going to be challenged and would delay the overall development by more than one (1) year, the zoning application was withdrawn. It was our feeling that this delay would offset any advantage the rezoning would have accomplished and would nullify any monetary gain.

Subsequently, at this time we are recommending the subject Agreements be accepted and completed. 886531 Ontario Ltd. (Fernando Recchia, President) is associated with the previous purchaser and is a reputable homebuilder. The reduced price of \$32,500 as opposed to our original tender bid of \$35,000 is recommended due to inordinant servicing costs associated with this development.

Our original estimate provided to all tender applicants estimated servicing costs of approximately \$6,000 per lot. Actual costs to service a single lot have been verified at \$11,770. Notwithstanding the fact that it is the tender applicant's responsibility to verify costs prior to bidding, it is our feeling that as a Municipal Institution, our estimate should represent a closer approximation.

The reason for this discrepancy is threefold; firstly, services are located on the opposite side of Upper Wentworth Street which increases distance and requires extensive road cuts; secondly, the presence of bedrock so close to the surface requires more time and increased difficulty and; thirdly, the City's insistence on withholding the two (2) intervening lots necessitates individual road cuts. Had the developer been allowed to purchase all five (5) lots as originally desired, he would have been able to accomplish servicing through one (1) road cut and a t-shaped adapter on Upper Wentworth Street.

Consequently, it is our recommendation that these Offers to Purchase be accepted at the reduced cost as relief in recognition of these unforeseen additional costs. If approved, the consummation of these Agreements will represent the completion of the Inverness School Project.

WmM/klb
Attach.

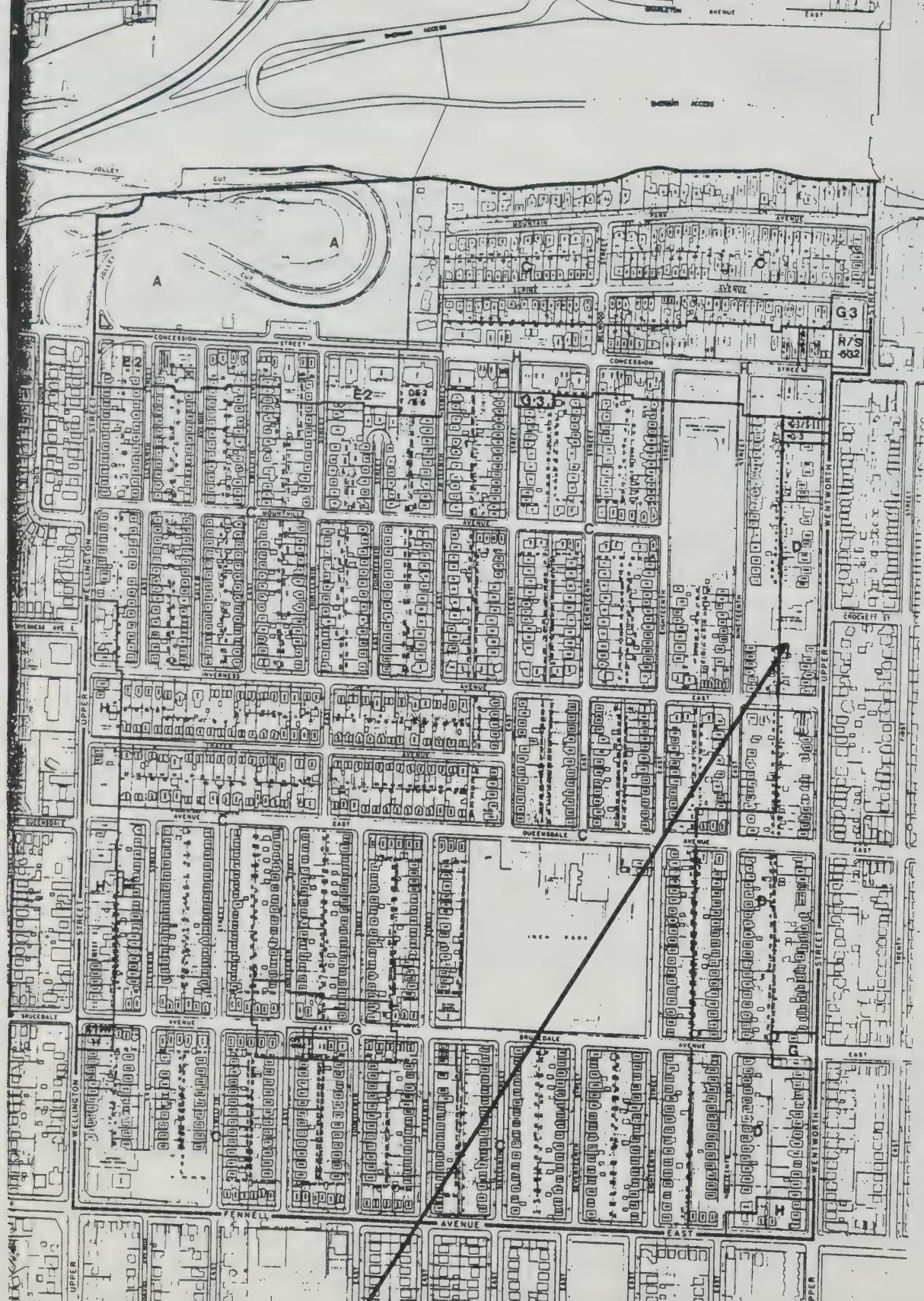
c.c. Alderman H. Merling, Alderman, Ward 7

Alderman Terry Anderson, Alderman, Ward 7

P. Noé Johnson, City Solicitor

Allan C. Ross, Treasurer

C. Bandurka, Property Clerk, Surveys, Roads Department



SUBJECT PROPERTY

31 125 124	CITY OF HAMILTON
22 68 42	INCH PARK
7 85 18	ZONING

This is not a Legal Document
For Zoning Verification Purposes
Contact City Building Department.

Neighbourhood Boundary
Zoning Boundary

0 100m
20m

Prepared for The City of Hamilton
In the Planning and Development Department
of The Regional Municipality of Hamilton-Halton

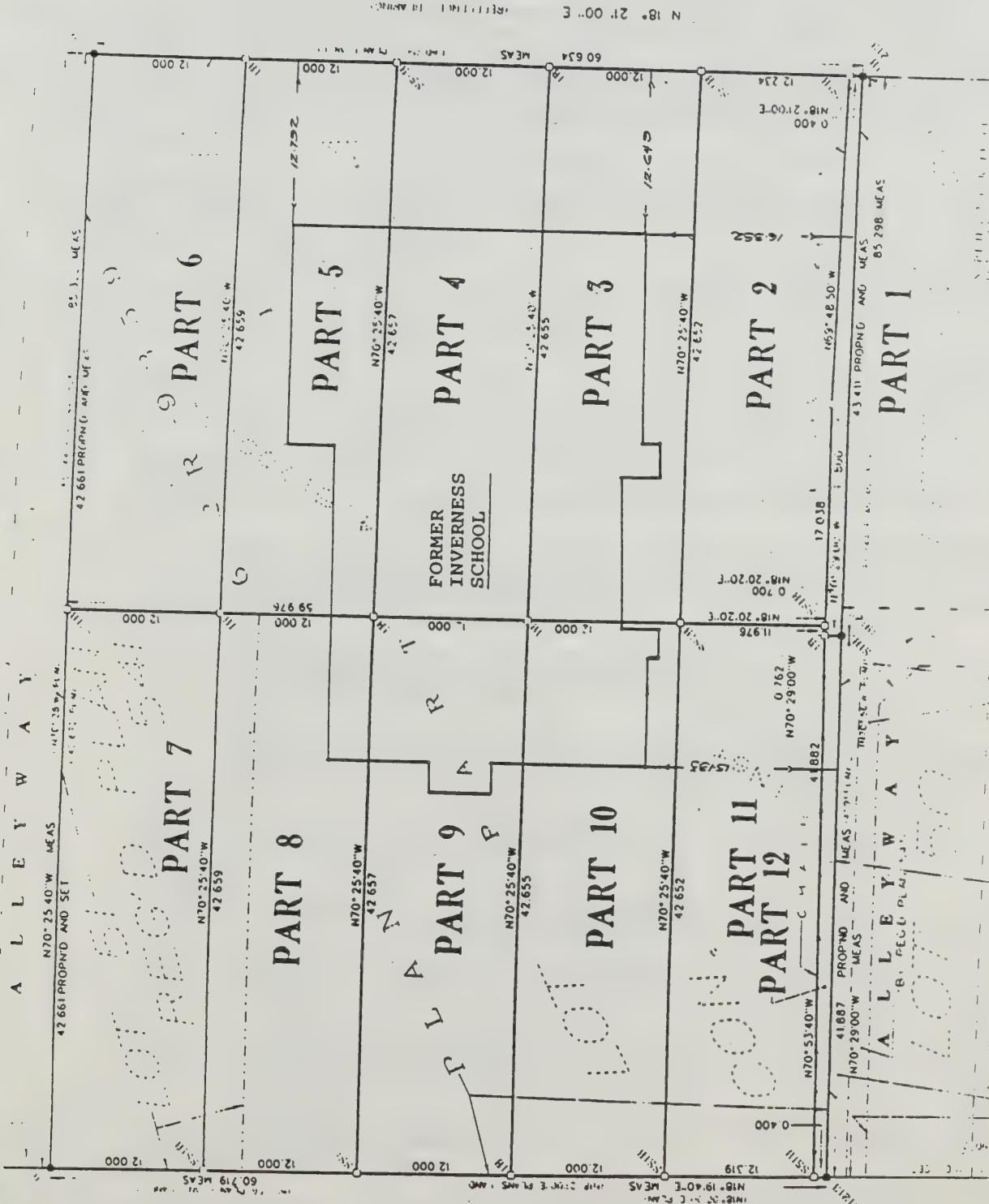
PUBLISHING UNIT NO. 7210 JANUARY 1990 PAGE NO. 68

PLAN 62R 11955

STREET

ENTWORTH

R



OFFER TO PURCHASE

I/We 886531 ONTARIO LTD.

of the City of Hamilton

in the Regional Municipality of Hamilton-Wentworth,

hereinafter called the Purchaser,

hereby agree to and with THE CORPORATION OF THE CITY OF HAMILTON,

hereinafter called the Vendor,

to purchase all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth, and being composed of part of Lot 11, Concession 4, formerly in the Township of Barton, now in the City of Hamilton, having a frontage along the westerly road limit of Upper Wentworth Street of 12 metres (39.37 feet) more or less, by a depth of 42.65 metres (139.92 feet) more or less, comprising a total area 511.8 square metres (5,509.15 square feet) more or less, being more particularly described as Part 3 on Registered Plan 62R-11955.

Forming part of this Offer to Purchase are Schedules A, B & C attached hereto.

at the price of THIRTY-TWO THOUSAND FIVE HUNDRED----- DOLLARS (\$32,500.00)
of lawful money of Canada, payable as follows:-

- | | |
|---|-----------------------|
| (a) A deposit of (5% of the Purchase Price)
by certified cheque payable to the Vendor,
which cheque is submitted with this Offer; | DOLLARS (\$1,625.00) |
| (b) The balance of the purchase price namely
subject to adjustments, by certified
cheque on closing of this transaction. | DOLLARS (\$30,875.00) |

WITH THIS OFFER the Purchaser ALSO encloses certified cheque of \$3,000 payable to the vendor to be held by the vendor as security in accordance with the terms herein.

Provided that this Offer to Purchase is subject to the following conditions:

1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 6th day of April 1993, by letter mailed or delivered to the Purchaser at c/o Mr. Joseph Maziarz, 20 Jackson Street West, Suite 1000, Hamilton, Ontario, L8P 1L2.
2. In the event that this Offer is not accepted, this Offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
4. The title is good and free from all encumbrances, except as to any registered restrictions or covenants.
5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
6. The Purchaser is to be allowed thirty days from the date of acceptance of such Offer to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
7. This transaction shall be closed on or before the 26th day of May, 1993.

8. On the closing of this transaction, the Vendor will convey the said land to the Purchaser by a good and sufficient deed thereof in fee simple, free and clear of all encumbrances, except as to any registered restrictions or covenants, and shall deliver vacant possession of the said land to the Purchaser (and except for the documents to be registered pursuant to this Agreement) free of all tenancies.
9. The Purchaser shall assume taxes, local improvements, water and sewer rates from and after the closing of this transaction.
10. The deed or transfer is to be prepared at the expense of the Vendor. If the Vendor is a Trustee the deed or transfer is to contain trustee covenants only.
11. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
12. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
13. The Vendor makes no representation, warranty, condition either express or implied as to soil conditions, utilities, fitness for purpose of zoning and building by-laws. The Purchaser shall inspect the property and shall satisfy himself in respect of such matters prior to submitting this Offer.
14. The lot is being sold as is with the Purchaser being responsible to install at his expense all sewer and water connections and driveway approaches and he acknowledges he is liable to pay for all levies and 5% park dedication .
15. The Purchaser covenants to the City to comply with the overall Grading Plan attached hereto as Schedule "A" and to prepare and submit a detailed Grading Plan satisfactory to the Commissioner of Building prior to the issuance of the building permit .
16. (a) The Purchaser covenants to the CITY to comply with the overall Grading Plan the detailed Grading Plan and the service Agreement in its construction on the purchased land and in the related matters set out therein as requirements of the City.

(b) The land shall be conveyed to the Purchaser subject to an Easement (in a form satisfactory to the City) over the subject land for the benefit of the Vendor for the purpose of enabling the vendor, in its discretion, to enter the land to carry out Lot grading or other matters in the event the Purchaser fails to comply with the requirements of:
 - the overall Grading Plan attached hereto as Schedule "A",
 - the Service Agreement attached hereto as Schedule "B"; and
 - the said approved detailed Grading Plan.The Vendor may do such works as may be required so that the lot grading and other required matters are in compliance with the said requirements. The Purchaser agrees to enter into the easement at least two weeks prior to closing and to register the easement on title to the land prior to the closing of the sale of this land to the Purchaser. The Purchaser agrees that the costs incurred by the Vendor in performing said works shall be deducted from the Refundable Security and upon Release of the easement provided for below, the Vendor agrees to return any remaining monies to the Purchaser less said costs without interest or penalty and subject to the provisions on the refund set out in the Service Agreement. Notwithstanding and without limiting the foregoing the Vendor reserves the right to apply the said Security against the cost to remedy any of the default of the Purchaser under this agreement, the Service Agreement or any other unpaid taxes or charges due the City and to take all other action to recover its costs should said costs exceed the amount of security.

The said Easement will expire five (5) years after the completion of construction of a house on the land or upon written Release by the City of the easement, whichever is earlier.
17. a) It is understood and agreed that this Offer to Purchase Agreement and the Service Agreement shall be registered on title to the land herein by the Purchaser at its expense prior to closing.

b) The Purchaser acknowledges that if the Purchaser acquires more than one parcel from the City, that the parcels acquired, if they abut each other, may be merged so as to constitute only one parcel of land qualifying for a Building Permit.

18. The Purchaser hereby acknowledges that in the event this land has part of a foundation of a former building , which may be in part outlined by dotted line on the Plan attached hereto as Schedule "C" to this Agreement, it shall be at the Purchaser's expense if any to provide for this when constructing a new foundation/house and its related utilities.
19. The Purchaser shall at its expense construct a driveway from the travelled portion of the road allowance to the property line in accordance with the usual approvals.
20. The Purchaser shall at its expense landscape the untravelled portion of the road allowance (Boulevard) in front of the land to the satisfaction of the Vendor in accordance with the said Service Agreement attached hereto as Schedule "B".
21. The Purchaser agrees that its covenants and agreements herein to and with the Vendor shall not merge on closing but shall continue in full force and effect for the benefit of the Vendor and continue as an obligation upon the Purchaser, its successors and permitted assigns having the same force and effect as a covenant running with the subject property appurtenant to and for the benefit of the dominant tenement land of the Vendor, namely City Hall, 71 Main Street West, Hamilton, briefly described as Part One on Plan 62R-6730.
22. The Purchaser acknowledges to the Vendor that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
 - (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plan(s) pursuant to The Planning Act prior to the issuance of a building permit and to enter into a Site Plan Agreement, if required by the municipality;
 - (i) to convey five percent (5%) of the land or to pay cash in lieu thereof to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application, the Purchaser acknowledges, is subject to the approval of the City and the approval of the Ontario Municipal Board. The Purchaser acknowledges and agrees that notwithstanding the fact that the City has entered into this Agreement as Vendor with the Purchaser, that the City may, in its absolute discretion, decline, refuse and/or oppose the Purchaser's proposed zoning amendment(s). The Purchaser agrees that the response of the City in respect of the City's Agreement for the sale of the subject property under this Agreement to the Purchaser shall not in any event be considered bad faith on the part of the City as vendor under this agreement.
 - (k) to pay Development Charges to the City, the Region and the Boards of Education.

Time shall be of the essence of this Agreement, which shall enure to the benefit of and be binding upon the Purchaser, his heirs, executors, administrators, successors and assigns, and shall enure to the benefit of and be binding upon the Vendor, its successors and assigns.

DATED at HAMILTON this / day of MARCH 19 93 .

SIGNED, SEALED AND DELIVERED

in the presence of

A Bartolomeo

886531 ONTARIO LTD.

Fernando Recchia (Seal)
FERNANDO RECCHIA

Silvio D.D. (Seal)

(Seal)

Name/Address of Purchaser's Solicitor Mr. Joseph Maziarr, 20 Jackson Street West,

Suite 1000, Hamilton, Ontario, L8P 1L2

List of Schedules attached to and forming part of an
Offer to Purchase made by 886531 ONTARIO LTD.on the
/ day of MARCH 1993

Schedule "A" - Overall Grading Plan

Schedule "B" - Service Agreement

Schedule "C" - Plan showing some of former foundation

SCHEDULE "B"

SERVICE AGREEMENT

THIS AGREEMENT made in quadruplicate this 1 day of MARCH 1993 A.D.

B E T W E E N: 886531 ONTARIO LTD.

hereinafter called the OWNER

-and-

THE CORPORATION OF THE CITY OF HAMILTON

hereinafter called the City

-and-

The Spouse of the OWNER

WHEREAS,

- (a) the OWNER has purchased the land described in Schedule "A" (hereinafter referred to as the land) from the City, subject to the obligation to enter into this agreement to record obligations due the City regarding development on the land;
- (b) the OWNER has deposited with the City prior to closing a certified cheque in an amount of \$3,000.00. to be held as partial security for performance of this agreement and has agreed to grant the City a registered easement on this land to enforce its rights;

SECTION I - REGISTRATION OF AGREEMENT

- (a) OWNER will, at his expense, register this Agreement against the land, before the land is conveyed to him.
- (b) OWNER covenants and agrees to the terms and conditions as set out herein.

SECTION II - SIDEWALKS, CURBS & PRELIMINARY ROADS ON BOUNDARY HIGHWAYS

The OWNER agrees to construct at his cost concrete approaches to the land and repair any damage caused to the road or sidewalk by the Owner's construction within six (6) months of constructing a house.

SECTION III - STREET SEEDING

The Owner shall sod the untravelled portions of the highways adjacent to the land and maintain the same for a period of one (1) year. This work shall be completed within six (6) months occupancy of a house.

SECTION IV - GRADING OF LAND

1. The OWNER shall comply with the "Overall Grading Plan" for the land and adjacent lands that is attached hereto as Schedule B. The OWNER ACKNOWLEDGES THAT this plan shows:

-existing contours and proposed elevations of the land and adjacent lands;

- adjoining lands, sufficient to determine the existing and proposed drainage patterns;
 - proposed elevations of roads, direction of surface drainage of each lot, as well as properties adjoining the land and adjacent land, existing swales, major proposed catch basins and inlets;
 - the corner elevations of the land and other adjacent parcels;
 - the location of all retaining walls where the walls shall exceed heights of 1.0 metres.
- (ii) The OWNER COVENANTS TO THE CITY to prepare at its expense for the approval of the Building Commissioner, a "Detailed Grading Plan" for the land prepared by a Professional Engineer or an Ontario Land Surveyor. The Detailed Grading Plan shall show:
- the elevations at the corners of the land, which must conform to elevations approved on the overall Grading Plan;
 - the elevations of the proposed sidewalk in front of or beside the land and where no sidewalk is proposed then the corresponding road elevation;
 - the elevation and design and basis of design of all retaining walls required under Subsection (i) above;
 - the ground elevation on all sides of the building and the driveway elevation at the house;
 - all swales, with cross sections of these swales;
 - cross sections of all slopes where the vertical height is in excess of 1.0 metre and the slope exceeds one in ten.
2. The OWNER shall, at his expense, carry out and complete upon the land, the grading in accordance with the OVERALL Grading Plan and the Detailed Grading Plan within six (6) months of the "Insulation Inspection approval date" by the Building Commissioner. If the six (6) month period after the Insulation Inspection approval date falls after November 1st and before June 15 following, then the grading shall be completed by June 15 of the same year as the said June 15 falls;
3. (a) The Owner shall, within six (6) months of the insulation inspection date (or by June 15) as provided for above, where applicable, submit, at his expense, to the Building Commissioner, a Certificate for the land issued by a Professional Engineer:
- (i) in which the Engineer certifies to the City, without qualification, that the lot grading on the land as required by the overall Grading Plan and the Detailed Grading Plan have been duly fulfilled; and,
 - (ii) his Certificate shall set out the description of the Land, the name of the Owner, as well as the full name, address and phone number of the Engineer.
- (b) The Owner is released from his grading obligations in respect of the land certified within four (4) weeks of the receipt of the Certificate, unless:
- (i) the City has inspected the grading and notifies either the Owner or the Engineer who issued the Certificate or both, that the grading is not in compliance : or,

(ii) the Owner and/or the Engineer who issue the Certificate are notified by the City that the Certificate is not in compliance with the requirements herein.

(Notification by the City to the Owner or to the Engineer:

- shall be deemed sufficient if sent by prepaid registered mail to the Engineer at his address set out on his Certificate or to the Owner at the address set out below.
- shall be deemed to have received as of the date of registration.
- notice to either of them by registered mail or personal service shall be deemed notice to the other, and
- may be issued by the Office of the Building Commissioner.)

Name and Address of Owner

886531 ONTARIO LTD.

120 KING ST. W. STE. 1000
HAMILTON, ONTARIO
L8P 4V2

(NOTE: This address may also be used for any other Notice or demand to the Owner from the City pursuant to this Agreement)

(c) In the event that the Owner does not comply with Subsections 1, 2 and 3 or any of them, the Owner agrees that the City (in addition to any other remedy the City has) may (but is not obliged to) enter the land and do the required work (including the preparation and issuance of an Engineer's Certificate confirming compliance but, this Certificate obtained by the City shall not release the Owner from his obligations (as the Certificate obtained by the Owner referred to in Subsection 3(a) may) and recover the costs thereof out of the security held by the City.

4. The Owner covenants and agrees, for himself, his successors and assigns not to apply for and demand, and agrees that neither he or his successors or assigns shall be entitled to apply for and demand a Building Permit for the land, unless and until the Detailed Grading Plan has been approved by the Building Commissioner;

5. (a) The owner, from time to time, (including the Owner), of the land shall not alter the grading of his land after the City has received the Engineer's certificate referred to in Subsection 3(a) (and not given notification that it is unsatisfactory within the four week period) or after the City has received a Certificate confirming compliance referred to in Subsection 3(c).

However, an owner is not prevented from undertaking improvements to his land as long as these do not interfere with the completion of the grading and drainage of adjacent lands.

- (b) In the event that the Building Commissioner determines that the grading of this land has been altered to the extent of interfering with the completion of the grading of adjacent lands, then the City may, in addition to any other rights it has, enter this land and do the work necessary to permit completion of adequate grading of the adjacent lands and collect the costs from the owner of this land or from the security.

SECTION V - DEVELOPMENT CHARGE

All land shall be assessed a Development Charge. The development charge shall be calculated and collected by the City prior to the issuance of a building permit for this land in accordance with the City's Development charges By-Law No. 90-074, or any subsequent amendment to By-Law No. 90-074.

SUBSECTION VI - RIGHTS OF CITY ON DEFAULT BY Owner

1. The Owner shall complete the installation of the street services, improvements and grading required by this Agreement, to the satisfaction of the Commissioner of Transportation and Environmental Services.

2. Where the Owner:

- (a) fails to comply properly with the specifications or time schedules or other requirements of this Agreement in connection with the construction or installation of any street services and improvements and grading, which, under this Agreement, are required to be installed by and at the expense of the Owner;
- (b) fails to comply with good engineering practice; or
- (c). fails to maintain the street services and improvements as required by this Agreement;

the City by its servants, contractors, or agents at the expense of the Owner, may, in addition to any other rights it has, enter upon the land no matter whether the Owner is at that time the owner of the land, or whether the Owner has conveyed the land to another or others, and proceed to supply all necessary materials and perform all necessary work in connection with the property construction, installation and maintenance of such services as required under this Agreement, and such entry and supplying of necessary materials and carrying out of necessary work shall be undertaken and completed by the City as an agent of the owner and shall not be deemed to be an acceptance or assumption or any such service by the City. Any charges or expense resulting from works done by the City shall, in addition to any right of the City to recover such charge or expense from the owner, be a proper charge on the security.

SECTION VII - INDEMNIFICATION

1. The owner from time to time including the owner, for himself, his successors and assigns (including the subsequent owners from time to time of the land) covenants, acknowledges and agrees that notwithstanding the references in this agreement to works or materials being undertaken by the Owner as being subject to the approval, satisfaction, requirements, inspection, certificate, acceptance or similar acts of the City (including the employees or representatives of the City such as the Region and its employees), the City shall not be taken as having made any representations or warranties to the Owner or to anyone else as to the sufficiency or correctness of such works or materials.

2. The Owner covenants and agrees to indemnify and save harmless the "City" from any and all actions, causes of action, suits, interest, claims and demands, losses and costs whatsoever that may arise through or from the terms of this Agreement, including and without limiting the generality of the foregoing, through or from the acts of the City referred to in the previous clause or otherwise.

SECTION VIII - CONSENT OF SPOUSE

The Spouse of the Owner hereby consents to the making of this Service Agreement.

SECTION IX - COVENANTS TO RUN WITH LAND

All the covenants and conditions contained herein shall enure to the benefits of and be binding upon the parties hereto and their heirs, executors, administrators, successors and assigns.

SECTION X

The Owner agrees that its covenants and agreements herein to and with the City shall not merge on closing but shall continue in full force and effect for the benefit of the City and continue as an obligation upon the Owner, its successors and assigns having the same force and effect as a covenant running with the subject property appurtenant to and for the benefit of the land of the dominant tenement land of the City, namely City Hall, 71 Main Street West, Hamilton, briefly described as Part One on Plan 62R-6730.

IN WITNESS WHEREOF the OWNER and the OWNER's Spouse have hereunto set their hands and seals, (or, being a Corporation has caused to be affixed its corporate seal under the hands of its proper officers duly authorized in that behalf), and the City has caused to be affixed its corporate seal under the hands of its proper officers duly authorized in that behalf.

SIGNED, SEALED AND DELIVERED

in the Presence of

A. Bartolomeo.

~~Fernando Reccchia~~

PLN 62R 11955

R E E T E R S W O R T H N T E E N W E

EAST 19TH STREET

OFFER TO PURCHASE

I/We

886531 ONTARIO LTD.

of the City of Hamilton

in the Regional Municipality of Hamilton-Wentworth,

hereinafter called the Purchaser,

hereby agree to and with THE CORPORATION OF THE CITY OF HAMILTON,

hereinafter called the Vendor,

to purchase all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth, and being composed of part of Lot 11, Concession 4, formerly in the Township of Barton, now in the City of Hamilton, having a frontage along the westerly road limit of Upper Wentworth Street of 12 metres (39.37 feet) more or less, by a depth of 42.65 metres (139.92 feet) more or less, comprising a total area 511.8 square metres (5,509.15 square feet) more or less, being more particularly described as Part 5 on Registered Plan 62R-11955.

Forming part of this Offer to Purchase are Schedules A, B & C attached hereto.

at the price of THIRTY-TWO THOUSAND FIVE HUNDRED----- DOLLARS (\$32,500.00)
of lawful money of Canada, payable as follows:-

- | | |
|---|-----------------------|
| (a) A deposit of (5% of the Purchase Price)
by certified cheque payable to the Vendor,
which cheque is submitted with this Offer; | DOLLARS (\$1,625.00) |
| (b) The balance of the purchase price namely
subject to adjustments, by certified
cheque on closing of this transaction. | DOLLARS (\$30,875.00) |

WITH THIS OFFER the Purchaser ALSO encloses certified cheque of \$3,000 payable to the vendor to be held by the vendor as security in accordance with the terms herein.

Provided that this Offer to Purchase is subject to the following conditions:

1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 6th day of April 1993, by letter mailed or delivered to the Purchaser at c/o Mr. Joseph Maziarz, 20 Jackson Street West, Suite 1000, Hamilton, Ontario, L8P 1L2.
2. In the event that this Offer is not accepted, this Offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
4. The title is good and free from all encumbrances, except as to any registered restrictions or covenants.
5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
6. The Purchaser is to be allowed thirty days from the date of acceptance of such Offer to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
7. This transaction shall be closed on or before the 26th day of May, 1993.

8. On the closing of this transaction, the Vendor will convey the said land to the Purchaser by a good and sufficient deed thereof in fee simple, free and clear of all encumbrances, except as to any registered restrictions or covenants, and shall deliver vacant possession of the said land to the Purchaser (and except for the documents to be registered pursuant to this Agreement) free of all tenancies.
9. The Purchaser shall assume taxes, local improvements, water and sewer rates from and after the closing of this transaction.
10. The deed or transfer is to be prepared at the expense of the Vendor. If the Vendor is a Trustee the deed or transfer is to contain trustee covenants only.
11. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
12. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
13. The Vendor makes no representation, warranty, condition either express or implied as to soil conditions, utilities, fitness for purpose of zoning and building by-laws. The Purchaser shall inspect the property and shall satisfy himself in respect of such matters prior to submitting this Offer.
14. The lot is being sold as is with the Purchaser being responsible to install at his expense all sewer and water connections and driveway approaches and he acknowledges he is liable to pay for all levies and 5% park dedication .
15. The Purchaser covenants to the City to comply with the overall Grading Plan attached hereto as Schedule "A" and to prepare and submit a detailed Grading Plan satisfactory to the Commissioner of Building prior to the issuance of the building permit .
16. (a) The Purchaser covenants to the CITY to comply with the overall Grading Plan the detailed Grading Plan and the service Agreement in its construction on the purchased land and in the related matters set out therein as requirements of the City.

(b) The land shall be conveyed to the Purchaser subject to an Easement (in a form satisfactory to the City) over the subject land for the benefit of the Vendor for the purpose of enabling the vendor, in its discretion, to enter the land to carry out Lot grading or other matters in the event the Purchaser fails to comply with the requirements of:
 - the overall Grading Plan attached hereto as Schedule "A",
 - the Service Agreement attached hereto as Schedule "B"; and
 - the said approved detailed Grading Plan.The Vendor may do such works as may be required so that the lot grading and other required matters are in compliance with the said requirements. The Purchaser agrees to enter into the easement at least two weeks prior to closing and to register the easement on title to the land prior to the closing of the sale of this land to the Purchaser. The Purchaser agrees that the costs incurred by the Vendor in performing said works shall be deducted from the Refundable Security and upon Release of the easement provided for below, the Vendor agrees to return any remaining monies to the Purchaser less said costs without interest or penalty and subject to the provisions on the refund set out in the Service Agreement. Notwithstanding and without limiting the foregoing the Vendor reserves the right to apply the said Security against the cost to remedy any of the default of the Purchaser under this agreement, the Service Agreement or any other unpaid taxes or charges due the City and to take all other action to recover its costs should said costs exceed the amount of security.

The said Easement will expire five (5) years after the completion of construction of a house on the land or upon written Release by the City of the easement, whichever is earlier.
17. a) It is understood and agreed that this Offer to Purchase Agreement and the Service Agreement shall be registered on title to the land herein by the Purchaser at its expense prior to closing.

b) The Purchaser acknowledges that if the Purchaser acquires more than one parcel from the City, that the parcels acquired, if they abut each other, may be merged so as to constitute only one parcel of land qualifying for a Building Permit.

18. The Purchaser hereby acknowledges that in the event this land has part of a foundation of a former building , which may be in part outlined by dotted line on the Plan attached hereto as Schedule "C" to this Agreement, it shall be at the Purchaser's expense if any to provide for this when constructing a new foundation/house and its related utilities.
19. The Purchaser shall at its expense construct a driveway from the travelled portion of the road allowance to the property line in accordance with the usual approvals.
20. The Purchaser shall at its expense landscape the untravelled portion of the road allowance (Boulevard) in front of the land to the satisfaction of the Vendor in accordance with the said Service Agreement attached hereto as Schedule "B".
21. The Purchaser agrees that its covenants and agreements herein to and with the Vendor shall not merge on closing but shall continue in full force and effect for the benefit of the Vendor and continue as an obligation upon the Purchaser, its successors and permitted assigns having the same force and effect as a covenant running with the subject property appurtenant to and for the benefit of the dominant tenement land of the Vendor, namely City Hall, 71 Main Street West, Hamilton, briefly described as Part One on Plan 62R-6730.
22. The Purchaser acknowledges to the Vendor that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
 - (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plan(s) pursuant to The Planning Act prior to the issuance of a building permit and to enter into a Site Plan Agreement, if required by the municipality;
 - (i) to convey five percent (5%) of the land or to pay cash in lieu thereof to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application, the Purchaser acknowledges, is subject to the approval of the City and the approval of the Ontario Municipal Board. The Purchaser acknowledges and agrees that notwithstanding the fact that the City has entered into this Agreement as Vendor with the Purchaser, that the City may, in its absolute discretion, decline, refuse and/or oppose the Purchaser's proposed zoning amendment(s). The Purchaser agrees that the response of the City in respect of the City's Agreement for the sale of the subject property under this Agreement to the Purchaser shall not in any event be considered bad faith on the part of the City as vendor under this agreement.
 - (k) to pay Development Charges to the City, the Region and the Boards of Education.

Time shall be of the essence of this Agreement, which shall enure to the benefit of and be binding upon the Purchaser, his heirs, executors, administrators, successors and assigns, and shall enure to the benefit of and be binding upon the Vendor, its successors and assigns.

DATED at HAMILTON this | day of MARCH 19 93.

SIGNED, SEALED AND DELIVERED 886531 ONTARIO LTD.

in the presence of

A. Bartolomeo

Fernando Cecchia Pres.
FERNANDO CECCHIA
Silvio Di

(Seal)

Name/Address of Purchaser's Solicitor Mr. Joseph Maziarz, 20 Jackson Street West,

Suite 1000, Hamilton, Ontario, L8P 1L2

List of Schedules attached to and forming part of an
Offer to Purchase made by 886531 ONTARIO LTD. on the
| day of MARCH 19 93

Schedule "A" - Overall Grading Plan

Schedule "B" - Service Agreement

Schedule "C" - Plan showing some of former foundation

SCHEDULE "B"

SERVICE AGREEMENT

THIS AGREEMENT made in quadruplicate this 1 day of March 19 93 A.D.

B E T W E E N: 886531 ONTARIO LTD.

hereinafter called the OWNER

-and-

THE CORPORATION OF THE CITY OF HAMILTON

hereinafter called the City

-and-

The Spouse of the OWNER

WHEREAS,

- (a) the OWNER has purchased the land described in Schedule "A" (hereinafter referred to as the land) from the City, subject to the obligation to enter into this agreement to record obligations due the City regarding development on the land;
- (b) the OWNER has deposited with the City prior to closing a certified cheque in an amount of \$3,000.00. to be held as partial security for performance of this agreement and has agreed to grant the City a registered easement on this land to enforce its rights;

SECTION I - REGISTRATION OF AGREEMENT

- (a) OWNER will, at his expense, register this Agreement against the land, before the land is conveyed to him.
- (b) OWNER covenants and agrees to the terms and conditions as set out herein.

SECTION II - SIDEWALKS, CURBS & PRELIMINARY ROADS ON BOUNDARY HIGHWAYS

The OWNER agrees to construct at his cost concrete approaches to the land and repair any damage caused to the road or sidewalk by the Owner's construction within six (6) months of constructing a house.

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The Owner shall sod the untravelled portions of the highways adjacent to the land and maintain the same for a period of one (1) year. This work shall be completed within six (6) months occupancy of a house.

SECTION IV - GRADING OF LAND

1. The OWNER shall comply with the "Overall Grading Plan" for the land and adjacent lands that is attached hereto as Schedule B. The OWNER ACKNOWLEDGES THAT this plan shows:

- existing contours and proposed elevations of the land and adjacent lands;

- adjoining lands, sufficient to determine the existing and proposed drainage patterns;
 - proposed elevations of roads, direction of surface drainage of each lot, as well as properties adjoining the land and adjacent land, existing swales, major proposed catch basins and inlets;
 - the corner elevations of the land and other adjacent parcels;
 - the location of all retaining walls where the walls shall exceed heights of 1.0 metres.
- (ii) The OWNER COVENANTS TO THE CITY to prepare at its expense for the approval of the Building Commissioner, a "Detailed Grading Plan" for the land prepared by a Professional Engineer or an Ontario Land Surveyor. The Detailed Grading Plan shall show:
- the elevations at the corners of the land, which must conform to elevations approved on the overall Grading Plan;
 - the elevations of the proposed sidewalk in front of or beside the land and where no sidewalk is proposed then the corresponding road elevation;
 - the elevation and design and basis of design of all retaining walls required under Subsection (i) above;
 - the ground elevation on all sides of the building and the driveway elevation at the house;
 - all swales, with cross sections of these swales;
 - cross sections of all slopes where the vertical height is in excess of 1.0 metre and the slope exceeds one in ten.

2. The OWNER shall, at his expense, carry out and complete upon the land, the grading in accordance with the OVERALL Grading Plan and the Detailed Grading Plan within six (6) months of the "Insulation Inspection approval date" by the Building Commissioner. If the six (6) month period after the Insulation Inspection approval date falls after November 1st and before June 15 following, then the grading shall be completed by June 15 of the same year as the said June 15 falls;

3. (a) The Owner shall, within six (6) months of the insulation inspection date (or by June 15) as provided for above, where applicable, submit, at his expense, to the Building Commissioner, a Certificate for the land issued by a Professional Engineer:
- (i) in which the Engineer certifies to the City, without qualification, that the lot grading on the land as required by the overall Grading Plan and the Detailed Grading Plan have been duly fulfilled; and,
 - (ii) his Certificate shall set out the description of the Land, the name of the Owner, as well as the full name, address and phone number of the Engineer.
- (b) The Owner is released from his grading obligations in respect of the land certified within four (4) weeks of the receipt of the Certificate, unless:
- (i) the City has inspected the grading and notifies either the Owner or the Engineer who issued the Certificate or both, that the grading is not in compliance : or,

(ii) the Owner and/or the Engineer who issue the Certificate are notified by the City that the Certificate is not in compliance with the requirements herein.

(Notification by the City to the Owner or to the Engineer:

-shall be deemed sufficient if sent by prepaid registered mail to the Engineer at his address set out on his Certificate or to the Owner at the address set out below.

-shall be deemed to have received as of the date of registration.

-notice to either of them by registered mail or personal service shall be deemed notice to the other, and

-may be issued by the Office of the Building Commissioner.)

Name and Address of Owner

886531 ONTARIO LTD.

120 KING ST. W. STE. 1000
HAMILTON, ONTARIO
L8P 4V2

(NOTE: This address may also be used for any other Notice or demand to the Owner from the City pursuant to this Agreement)

(c) In the event that the Owner does not comply with Subsections 1, 2 and 3 or any of them, the Owner agrees that the City (in addition to any other remedy the City has) may (but is not obliged to) enter the land and do the required work (including the preparation and issuance of an Engineer's Certificate confirming compliance but, this Certificate obtained by the City shall not release the Owner from his obligations (as the Certificate obtained by the Owner referred to in Subsection 3(a) may) and recover the costs thereof out of the security held by the City.

4. The Owner covenants and agrees, for himself, his successors and assigns not to apply for and demand, and agrees that neither he or his successors or assigns shall be entitled to apply for and demand a Building Permit for the land, unless and until the Detailed Grading Plan has been approved by the Building Commissioner;

5. (a) The owner, from time to time, (including the Owner), of the land shall not alter the grading of his land after the City has received the Engineer's certificate referred to in Subsection 3(a) (and not given notification that it is unsatisfactory within the four week period) or after the City has received a Certificate confirming compliance referred to in Subsection 3(c).

However, an owner is not prevented from undertaking improvements to his land as long as these do not interfere with the completion of the grading and drainage of adjacent lands.

- (b) In the event that the Building Commissioner determines that the grading of this land has been altered to the extent of interfering with the completion of the grading of adjacent lands, then the City may, in addition to any other rights it has, enter this land and do the work necessary to permit completion of adequate grading of the adjacent lands and collect the costs from the owner of this land or from the security.

SECTION V - DEVELOPMENT CHARGE

All land shall be assessed a Development Charge. The development charge shall be calculated and collected by the City prior to the issuance of a building permit for this land in accordance with the City's Development charges By-Law No. 90-074, or any subsequent amendment to By-Law No. 90-074.

SUBSECTION VI - RIGHTS OF CITY ON DEFAULT BY Owner

1. The Owner shall complete the installation of the street services, improvements and grading required by this Agreement, to the satisfaction of the Commissioner of Transportation and Environmental Services.

2. Where the Owner:

- (a) fails to comply properly with the specifications or time schedules or other requirements of this Agreement in connection with the construction or installation of any street services and improvements and grading, which, under this Agreement, are required to be installed by and at the expense of the Owner;
- (b) fails to comply with good engineering practice; or
- (c) fails to maintain the street services and improvements as required by this Agreement;

the City by its servants, contractors, or agents at the expense of the Owner, may, in addition to any other rights it has, enter upon the land no matter whether the Owner is at that time the owner of the land, or whether the Owner has conveyed the land to another or others, and proceed to supply all necessary materials and perform all necessary work in connection with the property construction, installation and maintenance of such services as required under this Agreement, and such entry and supplying of necessary materials and carrying out of necessary work shall be undertaken and completed by the City as an agent of the owner and shall not be deemed to be an acceptance or assumption or any such service by the City. Any charges or expense resulting from works done by the City shall, in addition to any right of the City to recover such charge or expense from the owner, be a proper charge on the security.

SECTION VII - INDEMNIFICATION

1. The owner from time to time including the owner, for himself, his successors and assigns (including the subsequent owners from time to time of the land) covenants, acknowledges and agrees that notwithstanding the references in this agreement to works or materials being undertaken by the Owner as being subject to the approval, satisfaction, requirements, inspection, certificate, acceptance or similar acts of the City (including the employees or representatives of the City such as the Region and its employees), the City shall not be taken as having made any representations or warranties to the Owner or to anyone else as to the sufficiency or correctness of such works or materials.

2. The Owner covenants and agrees to indemnify and save harmless the "City" from any and all actions, causes of action, suits, interest, claims and demands, losses and costs whatsoever that may arise through or from the terms of this Agreement, including and without limiting the generality of the foregoing, through or from the acts of the City referred to in the previous clause or otherwise.

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The Spouse of the Owner hereby consents to the making of this Service Agreement.

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All the covenants and conditions contained herein shall enure to the benefits of and be binding upon the parties hereto and their heirs, executors, administrators, successors and assigns.

SECTION X

The Owner agrees that its covenants and agreements herein to and with the City shall not merge on closing but shall continue in full force and effect for the benefit of the City and continue as an obligation upon the Owner, its successors and assigns having the same force and effect as a covenant running with the subject property appurtenant to and for the benefit of the land of the dominant tenement land of the City, namely City Hall, 71 Main Street West, Hamilton, briefly described as Part One on Plan 62R-6730.

IN WITNESS WHEREOF the OWNER and the OWNER's Spouse have hereunto set their hands and seals, (or, being a Corporation has caused to be affixed its corporate seal under the hands of its proper officers duly authorized in that behalf), and the City has caused to be affixed its corporate seal under the hands of its proper officers duly authorized in that behalf.

SIGNED, SEALED AND DELIVERED

in the Presence of

A. Bartolomeus

Fernando Keechia
FERNANDO KEECHIA
S. L. C.
S. L. C.

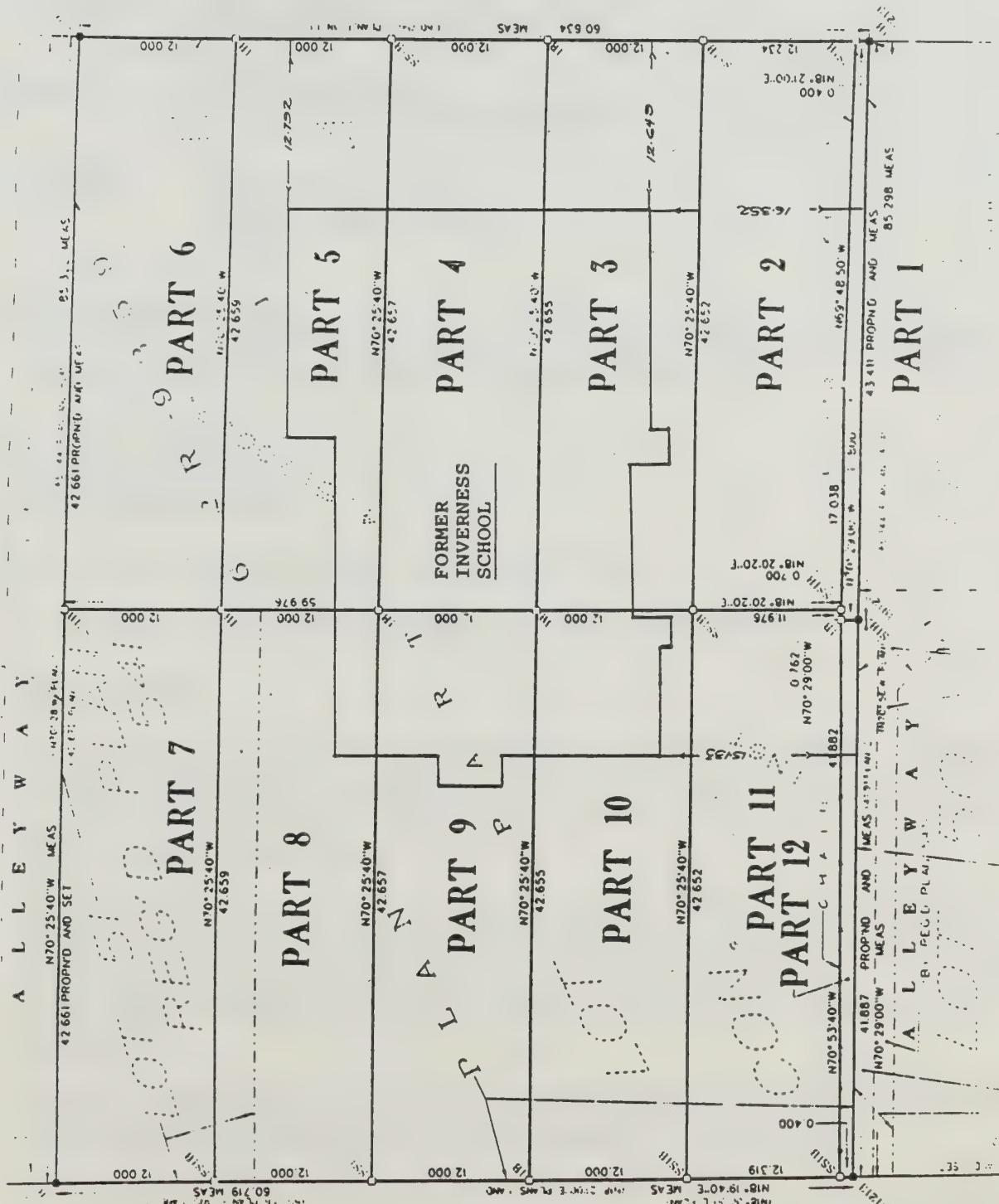
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Plan 62R 11955

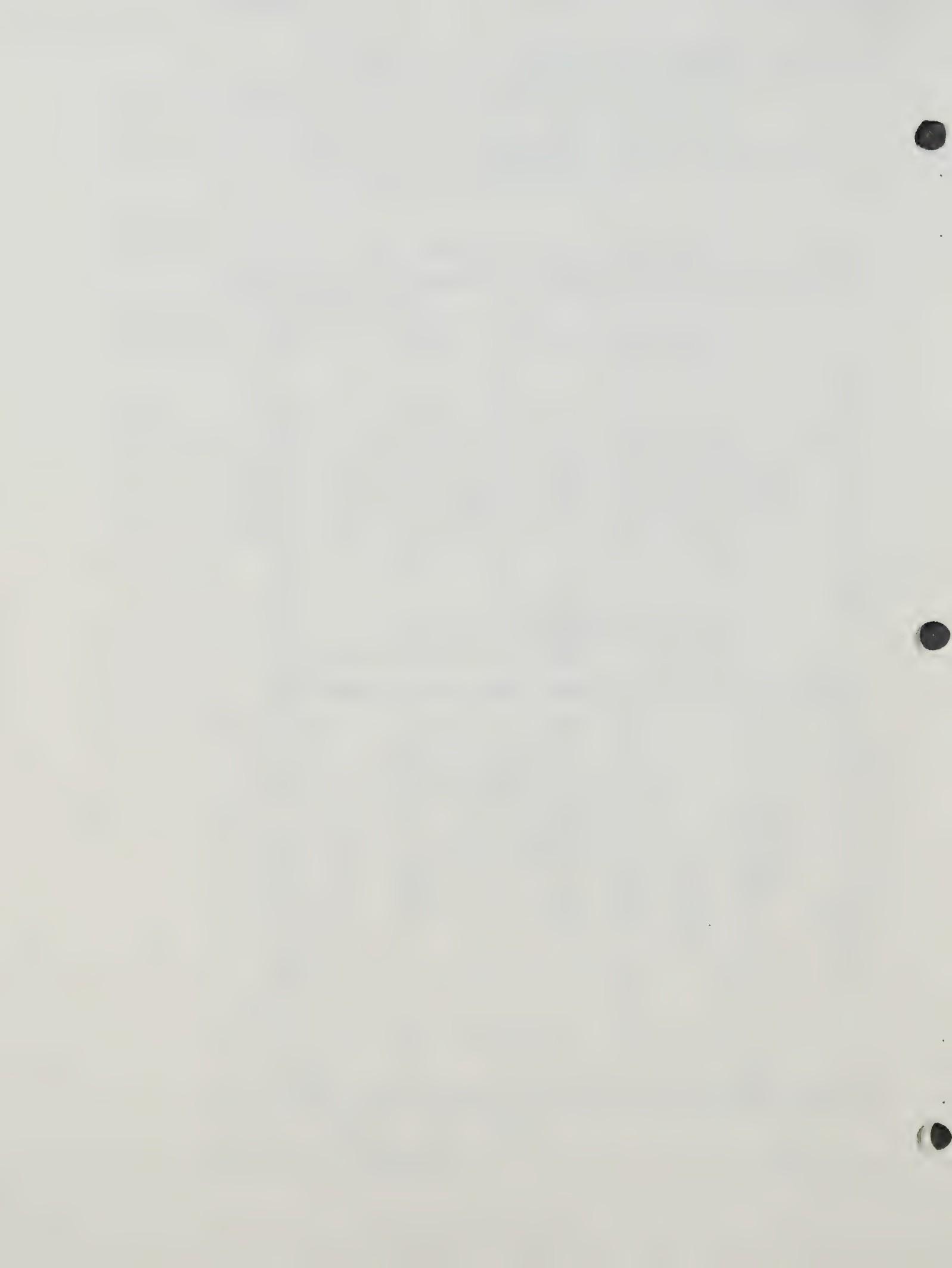
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EAST 19TH STREET



4(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 17

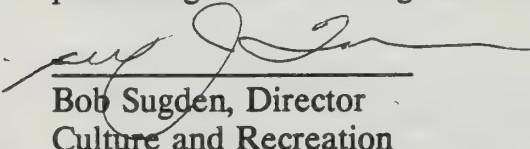
REPORT TO: Mr. Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Canada's Fit Week
May 28 - June 06, 1993

RECOMMENDATION:

That the City of Hamilton participate in Canada's National Fit Week campaign, by promoting "Active Living" activities from May 28 - June 06, 1993.


Bob Sugden, Director
Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Within current budget. Corporate sponsorship will also be solicited.

BACKGROUND:

This year the focus in the Fit Week campaign is on "Active Living". The objective is to motivate as many people as possible to participate in the promotion of physical activity of any type and promoting the awareness of the theme "Active Living" for the entire week rather than focus on one day.

Canada's Fit Week is a National event sponsored by the Federal Government. The City of Hamilton has been participating in the CrownLife Participation Challenge, "Fit Day" for the past 10 years. The CrownLife Participation Challenge has been one of the components of Fit week. Hamilton has been successful in many of our challenges with other municipalities.

In keeping with the focus "Active Living", each day during Fit Week will be themed with a specific idea and activity for the Hamilton community to participate in.

A calendar of events will be developed for Fit Week, outlining recreation facilities' programs, as well as many fitness clubs' and agencies' programs throughout the week.

One of the highlights of the week is a "5 km. Fun Run" on Wednesday June 2 for families, teams and individuals with proceeds going to the International Childrens' Olympics.

Moreover Hamilton community spirit gets a boost as schools, service clubs, industries, seniors and many other groups join forces to achieve a common goal- do something healthy "active" for themselves throughout the week.

4(b)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 15

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: It's Your Festival - Gage Park
July 01- July 04, 1993

RECEIVED

MAR 1 6 1993

CITY CLERKS

RECOMMENDATION:

That approval be granted to the It's Your Festival Organizers to use Gage Park to host It's Your Festival, July 01 to 04, 1993 12 noon - 11 pm, subject to the following terms and conditions:

- (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation and naming the City as co-insured, be provided.
- (b) That the applicant assume responsibility for all labour-related costs as a result of this event, including setup and cleanup.
- (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.
- (f) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.


Bob Sugden, Director
Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

1993 March 11

BACKGROUND:

The event organizers are working closely with the Special Events/Festival Advisory Team to ensure that festival guidelines/requirements are being met.

c.c. D. Lobo, Director
Public Works
Attention: B. Chrystian, Manager of Parks

4(c)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 15

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

RECEIVED

FROM: Mr. Bob Sugden
Director of Culture and Recreation

MAR 1 8 1993

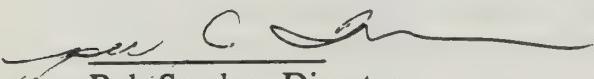
SUBJECT: Earthsong Festival - Kay Drage Park -
1992, July 01st to July 04th

CITY CLERKS

RECOMMENDATION:

That permission be granted to the Hamilton Wentworth Creative Arts Inc. to use Kay Drage Park for parking for the Earthsong Festival that is being held at Princess Point 1992 July 01 to July 04 inclusive, subject to the following terms and conditions:

- (i) That proof of \$2 million Comprehensive Liability Insurance for Property Damage and Bodily Injury be provided, same to be submitted 30 days in advance of the event and naming the City as co-insured satisfactory to City.
- (ii) That the applicant assume responsibility for all labour related charges associated with the event, (set-up, dismantling, clean-up, etc.).
- (iii) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.
- (iv) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.


Bob Sugden, Director
Culture and Recreation

...../2

Page 2

Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

1993 March 11

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

BACKGROUND:

The site chosen is Princess Point and Kay Drage Park will be used for parking.
This is the second year for the Earthsong festival in this location.

c.c. D. Lobo, Director
Public Works
Attention: B. Chrystian, Manager of Parks

4(d)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 15

RECEIVED

MAR 1 6 1993

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

CITY CLERKS

SUBJECT: Greater Hamilton Aquafest - Pier 4 Park & Eastwood
Park
July 23 - July 26, 1993

RECOMMENDATION:

That approval be granted to the Regional Municipality of Hamilton Wentworth to use Pier 4 Park and Eastwood Park to host Greater Hamilton Aquafest, July 23 to 26, 1993, from 12 noon - 11 pm subject to the following terms and conditions:

- (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
- (b) That the appropriate insurance be in place related to the City's interests, particularly related to non-owned watercraft and automobiles.
- (c) That all requirements of the Liquor Licence of Ontario are met.
- (d) That alcoholic beverages be served in the confined area (beer and wine only).
- (e) That the Region assume responsibility for all labour-related costs as a result of this event, including setup and cleanup.
- (f) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.

Bob Sugden

Bob Sugden, Director
Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

1993 March 11

BACKGROUND:

Aquafest organizers are working closely with the Parks Division of Public Works as the Official Opening of Pier 4 Park will take place in conjunction with Aquafest, on July 23, 1993.

The baseball diamond areas at Eastwood Park will be utilized for parking of vehicles.

c.c. D. Lobo, Director Public Works
Attention: B. Chrystian, Manager of Parks

4(e)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 15

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Festival of Friends - Gage Park
August 06- August 08, 1993

RECOMMENDATION:

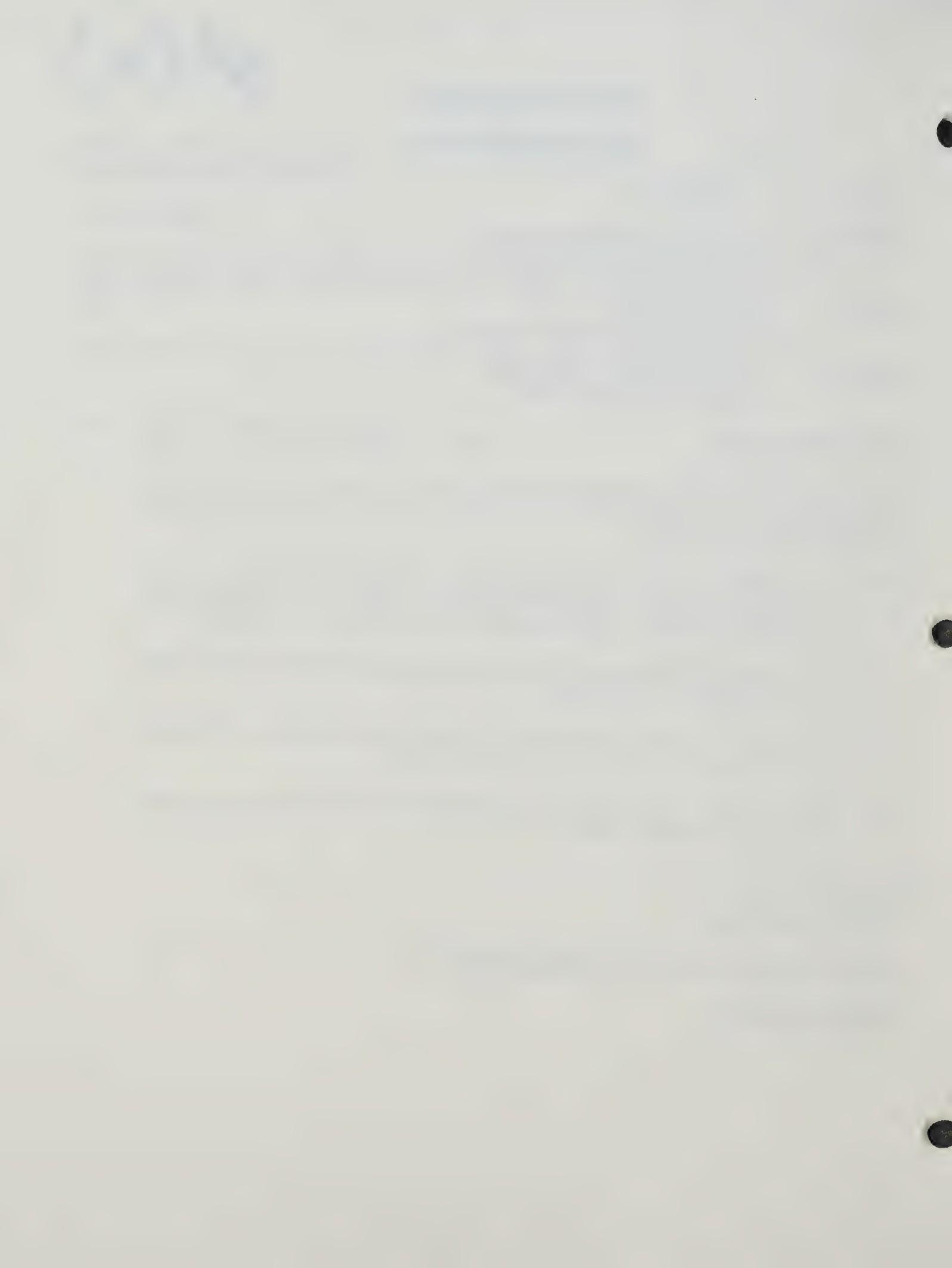
That approval be granted to Hamilton Wentworth Creative Arts Inc. to use Gage Park to host Festival of Friends, August 06 to August 08, 1993, 12 noon to 11:00 pm subject to the following terms and conditions:

- (a) That insurance, in the amount of \$2 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation and naming the City as co-insured, be provided.
- (b) That the applicant assume responsibility for all labour-related costs as a result of this event, including setup and cleanup.
- (c) That Special Duty Officers as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicants expense.
- (f) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.


Bob Sugden, Director
Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND: N/A



46)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 March 12

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Feast of St. Anthony of Padua
- Rental of Ivor Wynne Stadium
- 1993, June 13

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MAR 25 1993

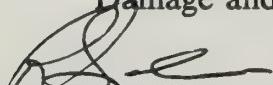
CITY CLERKS

RECOMMENDATION:

- (a) That the application by the Feast Committee of the Church of St. Anthony of Padua, to host their annual feast celebration in Ivor Wynne Stadium on Sunday, 1993 June 13, between the hours of 11:00 a.m. to 11:00 p.m. be approved, subject to the following terms and conditions:
- i) The terms and conditions set down in accordance with Schedule B of the Operational Regulations for use of Ivor Wynne Stadium.
 - ii) The terms and conditions for Fireworks Display at the Ivor Wynne Stadium as approved by City Council, at its meeting held October of 1987.
 - iii) The Licensed Operator providing adequate insurance for his own protection.
 - iv) That the Fireworks Display consist of a low level show.

Note: Approval required pursuant to Fireworks By-Law No. 90-198.

- (b) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured.


Bob Sugden, Director
Culture & Recreation

*Mr. Kevin Christenson, Secretary
Parks & Recreation Committee*

1993, March 12

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

For the information of the Committee, Schedule B of the Operational Regulations for use of Ivor Wynne Stadium includes the following:

- (i) Payment of a standard rental fee plus any "cost recovery charges" incurred by the City over and above the norm.

BS:mp

c.c. Helen Malham, Licencing Department

4(g)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 February 23

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

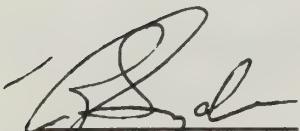
FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Gourley Park Community Association
- Adult Three-Pitch Tournament, James MacDonald School Park
- July 10 & 11, 1993 (rain date July 17 & 18, 1993)

RECOMMENDATION:

- (a) That permission be granted to the Gourley Park Community Association to sell beer, wine and food during the occasion of their annual adult three-pitch tournament, scheduled at James MacDonald School Park on Saturday, July 10, 1993 and Sunday, July 11, 1993 (raindate July 17 & 18, 1993), subject to the following terms and conditions which includes:
- (i) The proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as additional insured, be provided.
 - (ii) That the applicant meet all requirements of the Liquor Licence Board of Ontario for issuance of a Special Occasion Permit.
 - (iii) That the applicant assume responsibility for all labour related costs as a result of this event.
 - (iv) That Special Duty Officers, as may be deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicants expense.

Note: Approval is required pursuant to Parks By-Law 77-221.



Bob Sugden, Director
Culture & Recreation

R E C E I V E D

MAR 1 1993

CITY CLERKS

Mr. Kevin Christenson, Secretary
Parks & Recreation Committee

1993, February 23

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The Gourley Park Community Association has agreed to all terms and conditions.

BS:mp

4(h)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 12

RECEIVED

MAR 13 1993

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

CITY CLERKS

FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Fireworks Display - Greenhill Co-operative Corporation
- May 24, 1993 (Rain-Date May 30, 1993)

RECOMMENDATION:

That approval be given to the Greenhill Co-operative Corporation to hold a Fireworks Display on City property located at Quigley and Greenhill on Monday, May 24, 1993, raindate May 30, 1993, subject to the following terms and conditions:

- (a) That a Licensed Operator be responsible for carrying out the Fireworks Display.
- (b) That proof of \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured.

Note: Approval required pursuant to Fireworks By-Law No. 90-198


Bob Sugden, Director
Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

BS:mp

c.c. Helen Malham, Licensing Department



4(i)

CITY OF HAMILTON
- RECOMMENDATION -

DATE: 1993 March 15

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

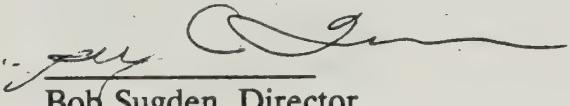
FROM: Mr. Bob Sugden
Director of Culture and Recreation

SUBJECT: Fireworks Display - Eastwood Park
- Racalmutese Maria S.S. Del Monte Ontario Inc.
June 20, 1993

RECOMMENDATION:

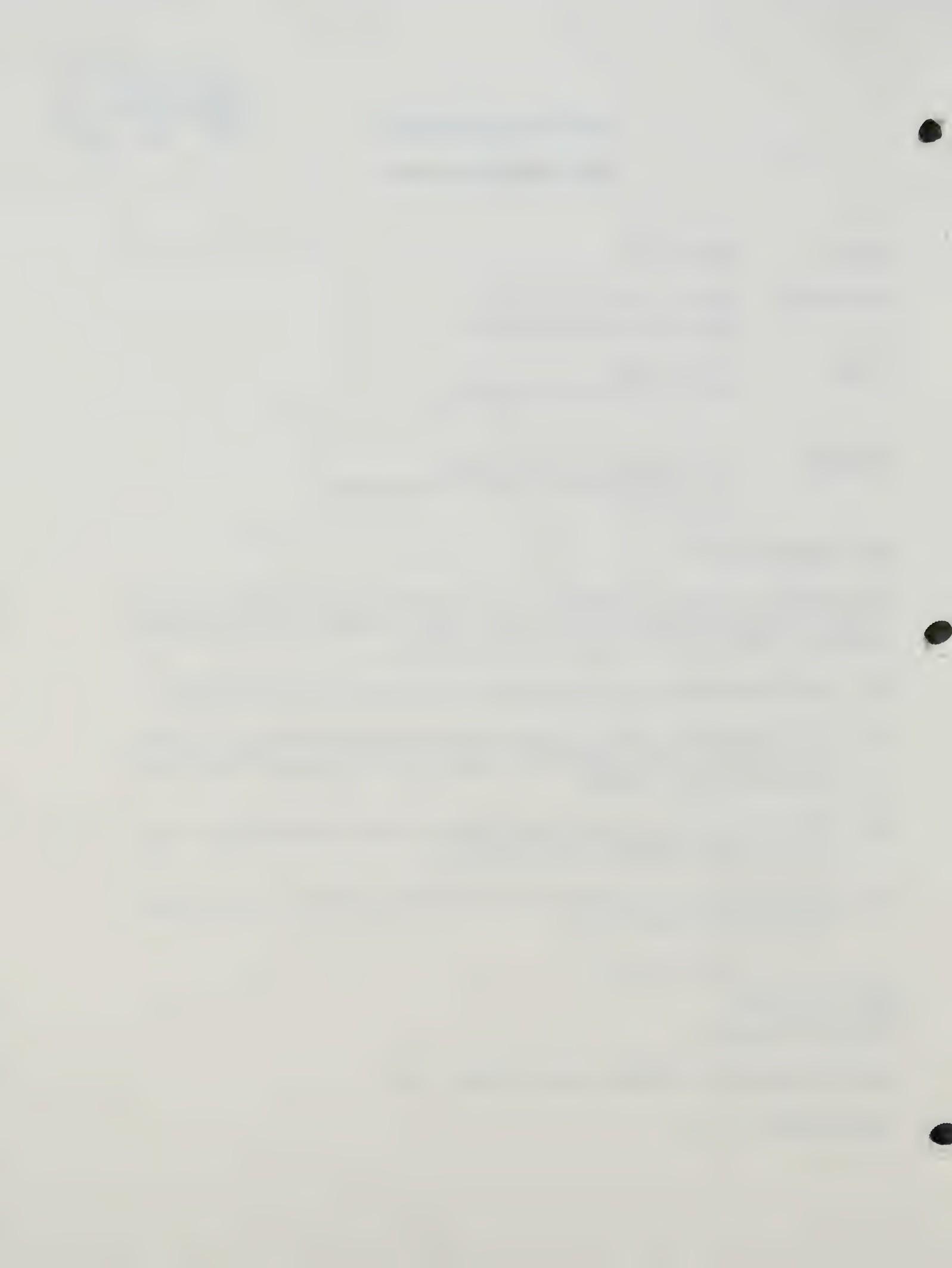
That permission be granted to Racalmutese Maria S.S. Del Monte Ontario Inc. to conduct a fireworks display at Eastwood Park on June 20, 1993, in honour of Maria Santissima Del Monte, subject to the following terms and conditions:

- (i) That a licensed operator be responsible for carrying out the fireworks display.
- (ii) That the Racalmutese Maria S.S. Del Monte Ontario Inc. have in place \$2 million Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured.
- (iii) That the applicant assume the responsibility for all labour related costs as a result of this the event including set up and clean up.
- (iv) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.


Bob Sugden, Director
Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND: N/A



4GJ

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 15

RECEIVED

REPORT TO: Mr. Kevin Christenson, Secretary
Parks and Recreation Committee

MAR 16 1993

FROM: Mr. Bob Sugden
Director of Culture and Recreation

CITY CLERKS

SUBJECT: Big "A" Amusement Ltd. - Fundraising Event for the
Queenston Parent/Child Drop In Centre - Parkdale Park
July 14-July 18, 1993.

RECOMMENDATION:

That approval be granted to Big "A" Amusement Ltd. to use Parkdale Park to host a fundraising event for the Queenston Parent/Child Drop In Centre July 14 to July 18, 1993 from 12 noon to 10:00 p.m., subject to the following terms and conditions:

- (a) That insurance, in the amount of \$3 million, Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross liability, and 30 days notice of cancellation, be provided.
- (b) That the applicant assume responsibility for all labour-related costs as a result of this event i.e. clean-up.
- (c) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
- (d) A Site Plan of Park to be submitted one month prior to event.


Bob Sugden, Director
Culture and Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

...../2

BACKGROUND:

This is the second year for this event in Parkdale Park. The organizers felt it was successful last year and want to use it as a fundraiser. Big "A" Amusement Company will be operating rides, games, food and novelty concessions as a fundraising venture for the Queenston Parent/Child Drop In Centre (Charitable Organization #0687756-09-14). Community Service Agencies will have Display Booths set up as well.

This event is being held to promote the Parent/Child Drop-In Centre and their programs.

An east end location is being requested to accommodate their client's needs.

Organizers have agreed to all terms and conditions.

5(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1993 March 17

REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Charlene J. Coutts, Acting Secretary
Hamilton Historical Board

SUBJECT: CAPITAL PROJECT SUBSIDIES FOR DUNDURN
CASTLE AND WHITEHERN

RECOMMENDATION:

- (a) That the base city, financed, capital appropriation, authorized by City Council in March of 1991, be increased to the revised capital appropriation based upon 1992/93 additional subsidies received from provincial and federal grants according to the following:

<u>Capital Project</u>	<u>Gross Cost Authorized by Council (1991)</u>	<u>Rec'd & Approved Subsidies 1992/93</u>	<u>Revised Amount</u>
Dundurn Castle Restoration CF 719141002	\$600,000.	\$708,500.	\$1,308,500.
Cockpit Restoration(Dundurn) CF 719141002	\$260,000.	\$147,500.	\$ 407,500.
Whitehern Restoration	\$500,000.	\$176,508.	\$ 676,508.

These subsidies, applied for an increase to the scope of needed restoration work, were received based on the formula which accepted the 1991 commitment of City Council.

- (b) That the revised capital appropriation be forwarded to the Finance and Administration Committee for approval.

Charlene J. Coutts

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

City approved Capital budget amounts will not be increased.

BACKGROUND:

The Hamilton Historical Board at its meeting of 1993 March 16 approved the above recommendation.

Due to the deteriorating conditions of Dundurn Castle, Whitehern and their ancillary buildings, Conservation Building Studies were carried out and completed by Quadrangle Architects in early 1990. These studies described and prioritized existing and potential structural problems of the buildings, strategies to overcome these deficiencies and the associated costs. On 26 June 1990, City Council agreed that immediate financial priority, valued at 1.7 million, be given to urgently required work in the two historic sites. Consequently, these urgent priorities were submitted and approved in the 1991-1993 Capital Budget for a total amount of \$1,360.000.

Once City funding was secured, staff forwarded applications with City Council approval, (1991 March 26) to seek additional funding from the other levels of government for the subsequent work, which was outside of the current funding level.

Additional funding was requested to:

- respond to the Conservation Building Studies list of "next urgent" priorities which through time had become priority.
- reclaim as much damaged building fabric to preserve these valuable heritage resources for future generations.
- save City money by attempting to complete all conservation issues.
- minimize disruption to the sites due to construction.
- to save the Cockpit building now facing serious deterioration and structural problems.

The grant amounts were calculated on the City's financial commitment along with potential other sources of funding. The scope of work identified in the grant application did not duplicate that of the original scope of work in the City's funding. Therefore, if City funding is decreased, grant subsidies will be reduced proportionately.

Note: Due to capitalization from the Architects Division additional expenses have been incurred. To date, \$21,815 has been charged to Dundurn and Whitehern Capital accounts, 1993 charges are also anticipated and as a result, the scope of work will have to be reduced to accommodate these costs with potential reduced government subsidy.

An explanation for the original and increased scope of work is as follows:

Dundurn Castle
CF 719141002

Original Scope of Work

Castle/Stables - \$600,000 City Capital Budget

Includes the urgent action to be undertaken as soon as possible to avoid further damages to the original building fabric:

● repointing and repair of tunnel and foundations	\$121,800.
● window and storm repair	24,000.
● columns	6,500.
● re-grading	60,000.
● stucco repair	65,800.
● stable repairs	54,600.
● archaeology	80,000.
● architect/contractor	127,300.
● contingency	<u>60,000.</u>
TOTAL	\$600,000.

It is primarily a programme of repairs to foundations, stucco woodwork and windows. Further investigation by contract Consulting Architects, Taylor/Hazell Architects Inc. and the archaeologist has changed the order of priority somewhat:

- foundations are generally sound and are not the main cause of moisture
- windows and exterior woodwork are in much worse condition than first thought, and are contributing to moisture problems
- spot repair of stucco is not feasible due to general failure of top layer and large amount of portland cement used in earlier repairs
- stables are in relatively good repair and require only minor work

As a result of these changes, the updated cost of the project as of 1992 October 30 was \$1,956.750.

Cockpit \$260,000

Funding will include basic stabilization as follows:

● repairs to windows and trim	\$114,500.
● rebuild front and rear porticoes	90,000.
● contingency	26,000.
● fees, contractor, etc.	<u>29,500.</u>
TOTAL	\$260,000.

Increased Scope of Work - Grant Subsidies

Rationale:

Grant applications were submitted to address the remaining much needed work not funded in the capital budget. It includes: \$558,817 to address repairs to building extension including stucco, woodwork, window restoration, foundation repairs and replacement of lost architectural features. \$120,000 for additional archaeology to subsidize salary for the archaeologist and crew to carry through the required work and at the same time exposure to the project to the public. Cockpit building subsidies will amalgamate the stabilization and restoration of the exterior with preservation of the building interior and archaeology.

Grant Summary

Funding has been approved for the following:

<u>Government Source</u> (formerly)	<u>Programme</u>	<u>Amount</u>
Ministry of Culture & Communications (Provincial)	Jobs Ontario Capital Grants	\$670,000.
Dept. of Communications (Federal)	Cultural Initiatives	\$144,500.
Dept. of Communications (Federal)	Access to Archaeology (Research Component)	\$ 17,500.
Ministry of Culture & Communications	Designated Property Grant	\$ 3,000.
Employment & Immigration Canada	Job Creation Program-Sec.25	\$ 1,000.
Public Donation		<u>\$ 20,000.</u> \$836,000.

Note: \$71,000 has been received indirectly to the archaeology program through U.I.C. subsidization.

Whitehern**Historical****House**

CF 719141007

Original Scope of Work**Whitehern/Stables \$500,000 - City Capital Budget**

Includes the urgent action to be undertaken as soon as possible to avoid further damages to the original building fabric:

Front Porch Repairs	\$ 57,000.
Restoration Architect fees	23,400.
Tests/surveys/disbursements	13,400.
Archaeology	12,000.
Roofs	64,000.
Foundations	77,400.
Underpinning Stable	18,400.
Masonry	85,400.
Cleaning Building	18,700.
windows	11,700.
Flagstone regrading	9,000.
Interior structure/details (China storage & Stable)	16,400.
Windows walk	6,000.
Wood Trim	3,000.
Associated Costs (irrigation adjustment etc)	2,000.
20% Contingency, overhead, taxes & other	<u>81,800.</u>
TOTAL	\$ 500,000.

Increased Scope of Work**Rationale:**

The total budget for the full scope of work to be completed as per recommendations in the Building Study amounted to \$679,508 (1993). Therefore, grant applications were submitted to address the remaining much needed work not funded in the City capital budget.

Rationale:

This increased scope of work will cover additional exterior envelope work of the historic house, stables and garden walls including roofs, masonry, foundations, water systems, windows and replacement of lost architectural features.

Archaeology will include an archaeological assessment of the property, survey test pits and salvage component.

Funding has been approved for the following:

<u>Government Source</u>	<u>Programme</u>	<u>Amount</u>
(formerly) Ministry of Culture & Communications (Provincial)	Cultural Facilities Improvement Program - Heritage Structure Preservation Category	\$156,008.
Ministry of Culture & Communications (Provincial)	Designated Property Grant	\$ 3,000.
Dept. of communications (Federal)	Access to Archaeology	<u>\$ 17,500.</u> \$176,508.

It is important that city contribution not be reduced due to government subsidies formula. A reduction in the scope of work from Federal and Provincial contributions would be incurred. As a result higher civic long term capital costs would be required and the momentum of the concurrent projects would be lost.

c. Joe Pavelka
Chief Administrative Officer

Dan Vyce
Director of Property

Allan Ross
Treasurer

Bob Sugden
Director of Culture and Recreation

Susan Reeder, Secretary
Finance and Administration Committee

CITY OF HAMILTON
- RECOMMENDATION -

5(b)

DATE: 1993 March 16

REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Charlene J. Coutts, Acting Secretary
Hamilton Historical Board

SUBJECT: Summer Employment Experience Development Grant
Application - Dundurn Castle

RECOMMENDATION:

That approval be given to Dundurn Castle to apply for a Summer Employment/Experience Development (SEED) grant to enhance the Summer Outside Activities Programme.

Charlene Coutts

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

\$3,210. is committed in Account No. CH51223 71005. The remaining funding is to be provided by the SEED Grant.

BACKGROUND:

The Hamilton Historical Board at its meeting held 1993 March 16 approved the above recommendation.

Each summer two students are hired at Dundurn Castle to carry out the outdoor activities programme. These activities are scheduled for children and are popular with playground and day camp groups as well as the general public.

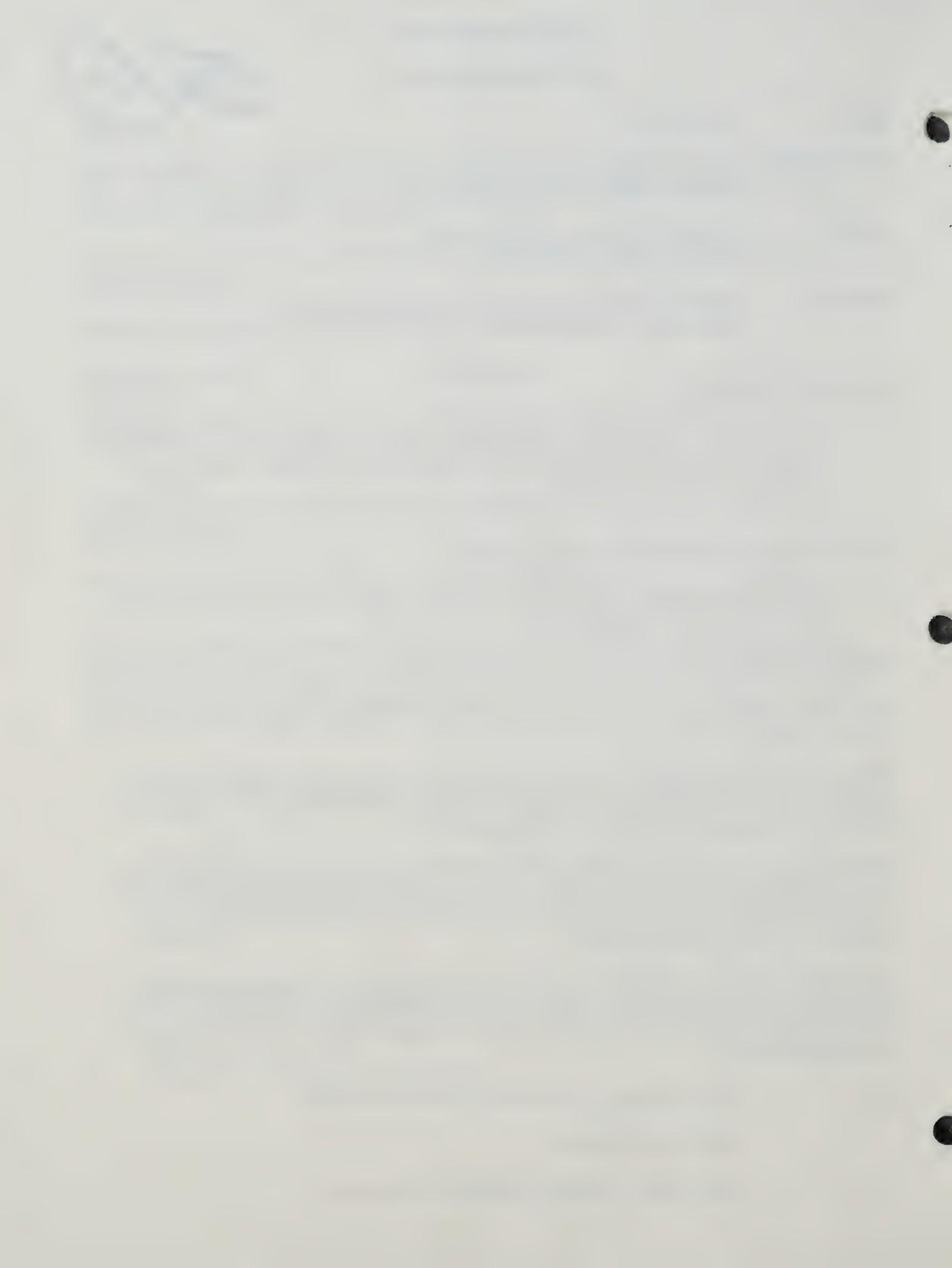
This application, if approved, will enable the Castle to hire two additional students so that the programme can be carried out seven days per week. This year's programme will focus on archaeology which will enhance the profile of the project while at the same time provide activities around the theme.

The SEED funding is available to municipalities with the purpose of creating employment opportunities for students while providing them with meaningful work experience. The Dundurn project would enable two additional students to be hired and would not displace existing employees.

c.c. John Johnston, Commissioner, Human Resources

Allan Ross, Treasurer

Bob Sugden, Director of Culture and Recreation



CITY OF HAMILTON

- RECOMMENDATION -

5(c)

DATE: 1993 March 16

REPORT TO: Kevin C. Christenson, Secretary
Parks and Recreation Committee

FROM: Charlene J. Coutts, Acting Secretary
Hamilton Historical Board

SUBJECT: Programming Plan Study for the Hamilton Children's
Museum

RECOMMENDATION:

That the Executive Summary of the Programming Plan Study, for the Hamilton Children's Museum, attached hereto and marked as Appendix "A", be approved.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

Charlene J. Coutts

BACKGROUND:

The Hamilton Historical Board at its meeting held 1993 March 16 approved the above recommendation.

The purpose of the Programming Plan Study was to:

- describe visitor groups most likely to attend the museum;
- define the museum visit and learning needs for each visitor group;
- make recommendations on how the museum will address these needs (examples include permanent and temporary exhibits, hands-on activities, tours; public and special programmes; computer/audio and video presentations; performances; extension services and any other media deemed appropriate);
- make recommendations on staffing, operating budgets, equipment; space requirements and implementation schedules;
- make recommendations on the relationship between the programming study and other aspects of the museum function (i.e. collections, research and activities of the museum);
- contribute to the development plan for a new expanded site that will guide architectural planning as well as staffing and budget forecasts.

The consultants chosen to carry out the study carried out consultations with Children's Museum staff, Manager of Cultural Services and reviewed previous studies and relevant information available from the museum. Two information-sharing sessions were held to receive input from interested community representatives, members of the Study Team and Friends groups as well as staff from the four other City museums. Two interim reports were made available for comment before the final executive summary and final report were prepared. Copies of the complete final report are available from the Office of the Manager of Cultural Services.

APPENDIX "A"

Executive Summary

Programming Plan Study
for the
Hamilton Children's Museum



Prepared by

M. Christine Castle & Kathryn Pankowski
Consultants

March, 1993

Executive Summary

The following is a summary of key recommendations compiled according to the section of the Programming Plan Report (Castle/Pankowski, 1993) in which they are found.

Section I - Introduction

1. Objectives of the Programme Plan Study

Our goal in the Report is to undertake a programme study for an enhanced Hamilton Children's Museum.

The specific objectives of this project are to:

- describe potential visitor groups & their learning needs;
- define the museum visit for these groups;
- make recommendations on how the museum can address these needs with specific reference to exhibits, school programming, other public programmes and outdoor programmes;
- address incumbent issues of staffing, operating budget, space requirements and implementation schedule; and,
- make recommendations on the implications of the proposed programme plan on other aspects of the museum's operations

Section II: The Museum Visit & Learning Needs of Each Major Visitor Group

1. Audiences for an Enhanced Children's Museum

For the purposes of this study, we recommend that the Children's Museum view audiences from a different perspective. We have regrouped the Children's Museum audiences according to age or life-cycle stage. Recognizing that in each category there exists a wide variety of people - ages and stages; learning abilities & styles; special needs; language; gender; and background.

Primary Audiences:

**Children
Families
Groups of Children**

Secondary Audiences:

Adults	- parents / grandparents - caregivers - teachers and other professionals in child-related disciplines - professionals in museum field (paid/unpaid) - organized groups - ESL classes, special interest clubs, etc.
Teens	- individuals

Section III: Goals, Aims & Objectives for Programming

1. Revised Statement of Purpose

We recommend that the current Statement of Purpose be revised in light of the recommendations of both the Lord and the Jones studies. This should be undertaken by staff and should reflect the goals and objectives of the Museum now and in the future.

2. Goals of Programming at the HCM:

We recommend that the Hamilton Children's Museum:

- provide opportunities for visitors to discover a sensory awareness of themselves and of the world around them
- provide opportunities and skills for hands-on interaction with objects and participation in activities
- encourage visitors to understand their role in all aspects of Hamilton life - past, present & future/ built & natural
- encourage active citizenship in the City and in the world

3. Objectives of Programming at the HCM:

In order to achieve the goals as outlined above, programming at the Hamilton Children's Museum should be committed to exploring:

Content

- the roles and perspective of children and the family
- child learning and behaviour
- the museum as a unique learning environment
- resources for life-long learning

Program Methods

- fun and play as learning strategies
- unique environments which engage all the senses
- hands-on involvement with objects in order to better appreciate their context and value
- development of skills and attitudes before knowledge
- the most accessible methods of communication for all ages and abilities

People

- attraction and service for a diverse and large audience
 - attraction and service for a non-traditional museum audience
 - involvement of the community in its activities through advisory councils, membership and outreach
 - involvement of schools and other community resources (daycare, nursery schools, etc.) in order to complement educational aims and objectives
 - involvement of representatives of industry and the professions through advisory councils, membership and sponsorships
-

Section IV: A General Concept Plan for the Museum as a Whole

1. Overall Atmosphere

*light-filled
enticing
playful
comfortable
open
active*

2. Function Areas

Through our discussions, we identified a number of distinct areas which need to be provided in a new Hamilton Children's Museum. These areas are:

- Approach/surroundings
- Entry area
- 'Permanent Exhibit' Space
- 'Temporary Exhibit' Space
- Playspace
- 'Auditorium' Programming Area

Exhibit Programming Area
Outdoor Exhibit/Programme Space
Resource Centre

3. Communication Strategies

- role playing
 - interaction with objects
 - interaction with equipment
 - human interaction - demonstrators, performers
 - on-floor mentors
- contemplation
- study

4. Accessibility

The Children's Museum must be physically and intellectually accessible to people who may come from a wide range of ages, abilities, experience and background.

Section V: Feasibility of Exhibit & Programmes at an Enhanced Children's Museum

1. Preliminary Recommendations for Exhibits

We suggest that the new Hamilton Children's Museum contain the following galleries:

- A Permanent Gallery**
 - 3 - 4,000 square feet of flexible, usable gallery space
 - \$150-200 per sq. ft.
- A Temporary Exhibit Space**
 - 1,600 - 2000 square feet
 - Cost dependent on initial space development and use of gallery for in house exhibitions, rentals, etc.
- A "Playspace" Area (Learning through Play)**
 - 1000 square feet
 - \$ 75-100 per square foot
- A Landmark/Play/Exhibit Structure - Entry Hall**
 - built to suit available space in foyer
 - \$ 60 - 80,000 total
- Outdoor components**
 - dependent on site chosen

2. Preliminary Recommendations on School Programming

School Audiences

Preschool/Kindergarten
Primary Division (Grades 1 - 3)

Junior Division (focus on Grades 4, 5)

Themes

Themes for **primary level** programmes could be drawn from a number of aspects of the Primary and Junior Division Curriculum including Communication, Mathematics, and The Arts. The **Environmental Studies Unit** is especially relevant in that it encourages the exploration of the social, biological and physical relationships of the child's world in time and space.

Collaborative, multi-visit programmes could be developed in which the Children's Museum acted as an introduction to the City and to the 'feast' of museum galleries and nature centres available to Hamilton's children. Concentration could be on developing skills like 'learning to look', collecting and life-long learning in museums.

Programmes could be offered, between 9:30 a.m. and 3 p.m. during the school week, on the following bases:

- half-day = 1 1/2 hours
- full-day = 3 hours
- non-programme visit = 1 1/2 hours or as arranged
- special exhibit = 1 hour

Outreach

We define outreach as a 'reaching out' beyond the walls of the Museum in order to better serve existing and potential audiences. School programmes operated on an outreach basis could include:

- classroom kits
- audiovisual/ printed materials
- 'show & tell' (speakers, presentations)

3. Preliminary Recommendations on Public Programming

We recommend that the HCM focus efforts on a few key audiences per year, offering a mix of large, medium and small-scale events which will appeal to a variety of ages, stages and learning styles. A public institution must provide public programming. However, it cannot provide something for everyone at every moment. It is a matter of setting priorities and creating a reasonable balance of activities.

The HCM should clearly define the goals and objectives of each programme or event

in relation to the overall goals and objectives of the institution. An annual calendar of events should be in place at least one year in advance in order that issues of budget, marketing and human resources can be adequately addressed.

Further study regarding the needs of the target groups as well as the current supply provided by area cultural institutions should be undertaken before proceeding further into large-scale public programming.

Public programmes must cater to the availability of the audience they wish to attract. We support the Lord Report recommendation (124) that an enhanced Children's Museum offer longer open hours for the general public. We suggest:

Tuesday through Saturday	- 10 a.m. - 5 p.m.
Sunday	- 12 noon - 5 p.m.
Thursday night	- to 8 p.m.

Open Mondays on Hamilton School Holidays and between May 24th Holiday and Labour Day

This allows earlier access to the building for school groups.

Section VI: Subject Areas & Main Themes for Exhibits & Programmes

1. Themes

We recommend the following approach to the museum's exhibits and programmes:

- **Permanent exhibits**
take as their starting point **THE CHILD IN HAMILTON**
- **Temporary exhibits**
be under no constraints: they should "bring anything in the world" of interest to the children of Hamilton

2. The "Child in Hamilton" Theme

We recommend that the theme be approached from these perspectives.

"ME"

the brain, 'learning to look', the human body & its systems, nutrition & health education, comparative animal studies

"ME & NATURE"

environmental and ecological issues, geological formations (Escarpment, Lake Ontario), natural resources, flora and fauna, pre-historical nature

"ME & PEOPLE"

work & play; multiculturalism; human history; communication

"ME & THINGS"

how things are made; artifacts; architecture; industry; urban/rural planning; archaeology; museums/galleries

Section VII: Exhibit & Programme Development Processes

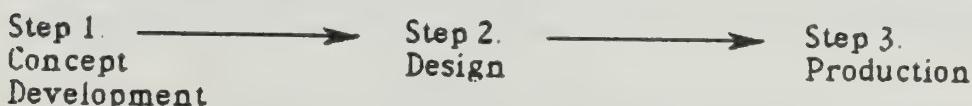
1. Exhibit Development

The **key team members** will be the design officer, the education officer and a curatorial representative (Curatorial Assistant or Guest Curator, depending on show).

An **advisory circle** will include representatives from marketing, conservation, 'mentors', Friends (fundraising expertise) and special subject advisor, where required. This group meets occasionally to provide input and advice for the key team.

An **approval body** as designated by the Museum. This may be the Chief Curator.

The **process** of development would look like this:



2. Programme Development

The **key team members** representing the Museum will be the education officer, the design officer, and a curatorial representative (Curatorial Assistant or Guest Curator, depending on programme).

Representatives of the community must be considered members of the team. Planning and development should also take place at the following levels

programme advisory committee

School Programmes Advisory Council

Greater Hamilton cultural programmers group

Section VIII: Proposed Staffing Plans for Exhibits & Programmes

1. Staffing Plan

The following staff positions are, in our opinion, the minimum number and type required to undertake the Programming Plan outlined above, based on an annual attendance of 90,000 people.

Hamilton Children's Museum Paid/Unpaid Staff:

exhibit officer
education officer
education assistant
educators
(scheduled as necessary)

bookings/ rentals coordinator
(half-time)

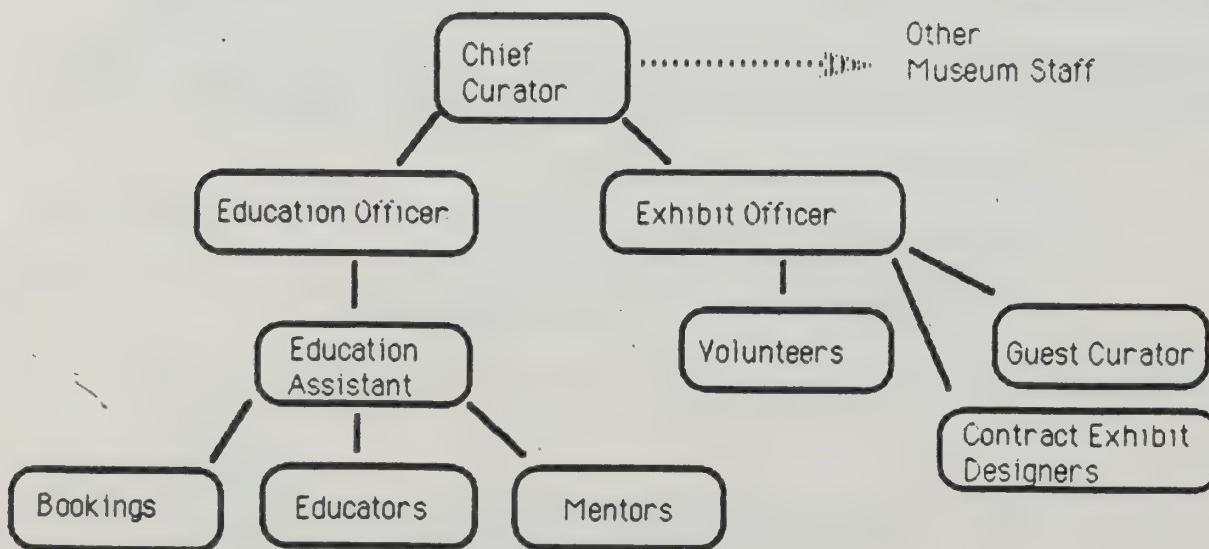
guest curator or subject advisor (when necessary)
(paid or unpaid)

mentors (unpaid)

Cultural Services Staff:

volunteer officer

2. Lines of Authority



Section X: Implications for Other Museum Functions

1. Collections Management/Conservation

We recommend that the current Collecting Policy be more narrowly defined in order to better utilize limited human and financial resources.

2. Use of the Permanent Collection in Programming

We recommend that the Children's Museum use reproductions or modern equivalents wherever possible and that a policy on the identification of reproductions be written.

Where an artifact from the permanent collection is necessary for exhibition or programming, it is the responsibility of the Museum to educate the public in the role of the museum to preserve objects, in the irreplaceability of the object and in proper handling techniques.

3. Research

In order to implement many of the recommendations of this Report, further study should be undertaken in these areas:

- programme and exhibit themes;
- audience studies - needs assessments, focus groups, etc.
- child learning and behaviour;
- community study - identifying potential for further cooperation
- collection-based research

4. Use of Unpaid Staff

The implication of our Report is that an HCM volunteer group would be organized by a Volunteer Officer who would be responsible for similar programmes at all Hamilton Historical Board sites. He or she would develop, recruit, train (in conjunction with appropriate site supervisors), provide direction for supervision and evaluation, and liaise with both unpaid and paid staff members.

Considerable thought and decision-making still needs to take place on the part of staff regarding the need for and place of volunteers within the HCM. A clear picture of the 'who, what, why, when, where and how' of the volunteer role must evolve before any recruitment takes place.

5. Marketing & Promotion

We recommend that the Cultural Marketing Officer or equivalent should be represented on the Exhibit and Programmes Development Advisory Circles in order that consideration may be given to these efforts as early as possible in the planning process. Too, this encourages both Museum and Marketing staff members to better

understand the nature and importance of their respective functions.

Section XI: Preliminary Implementation Schedule

We recommend a stepped approach to the opening of an enhanced Children's Museum. This allows staff time to familiarize themselves with the challenges and opportunities of a new institution as well as to undertake adequate planning, consultation and development at each stage of the process.

- at
same
time*
- Undertake capital project - building shell complete
 - Undertake preliminary planning, consultation and testing
 - Move. (Allow for 6 month 'shakedown' period)
 - Open with Temporary Gallery and accompanying programmes in place.
Fill additional staff positions as necessary (Ed. Asst., 2 Educators)
Develop mentor programme more fully.
 - Open 'Playspace' Gallery, Resource Centre and accompanying programmes
Fill additional staff position (1 Educator - ECE specialist)
 - Open Permanent Gallery and accompanying programmes
Fill additional staff positions (Bookings Coordinator; 2 Educators)
-

For further information on these recommendations, including acknowledgements, bibliography and background on consultants, please see Christine Castle & Kathryn Pankowski. *Final Report: Programming Plan Study for the Hamilton Children's Museum*. March, 1993.

CITY OF HAMILTON

- RECOMMENDATION -

6.

DATE: 1993 March 18

REPORT TO: Chairperson and Members
Parks and Recreation Committee

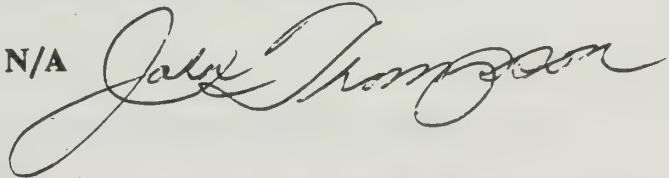
FROM: John Thompson
Acting City Clerk

SUBJECT: STADIUM SUB-COMMITTEE

RECOMMENDATION:

That the Stadium Sub-Committee be reinstated comprised of three (3) members of the Parks and Recreation Committee along with appropriate civic staff, to consider the plans for proposed future alterations to Ivor Wynne Stadium which were presented to the Parks and Recreation Committee at its meeting held 1993 February 16 and referred to the Stadium Sub-Committee for consideration.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A



BACKGROUND:

At its meeting held 1993 February 16, Mr. J. Michaluk, Mr. G. Dickout and Mr. S. Perasader appeared before the Parks and Recreation Committee to present plans for proposed improvements to Ivor Wynne Stadium. The Committee agreed to take the proposed improvements under advisement and referred the plans to the Stadium Sub-Committee for consideration.

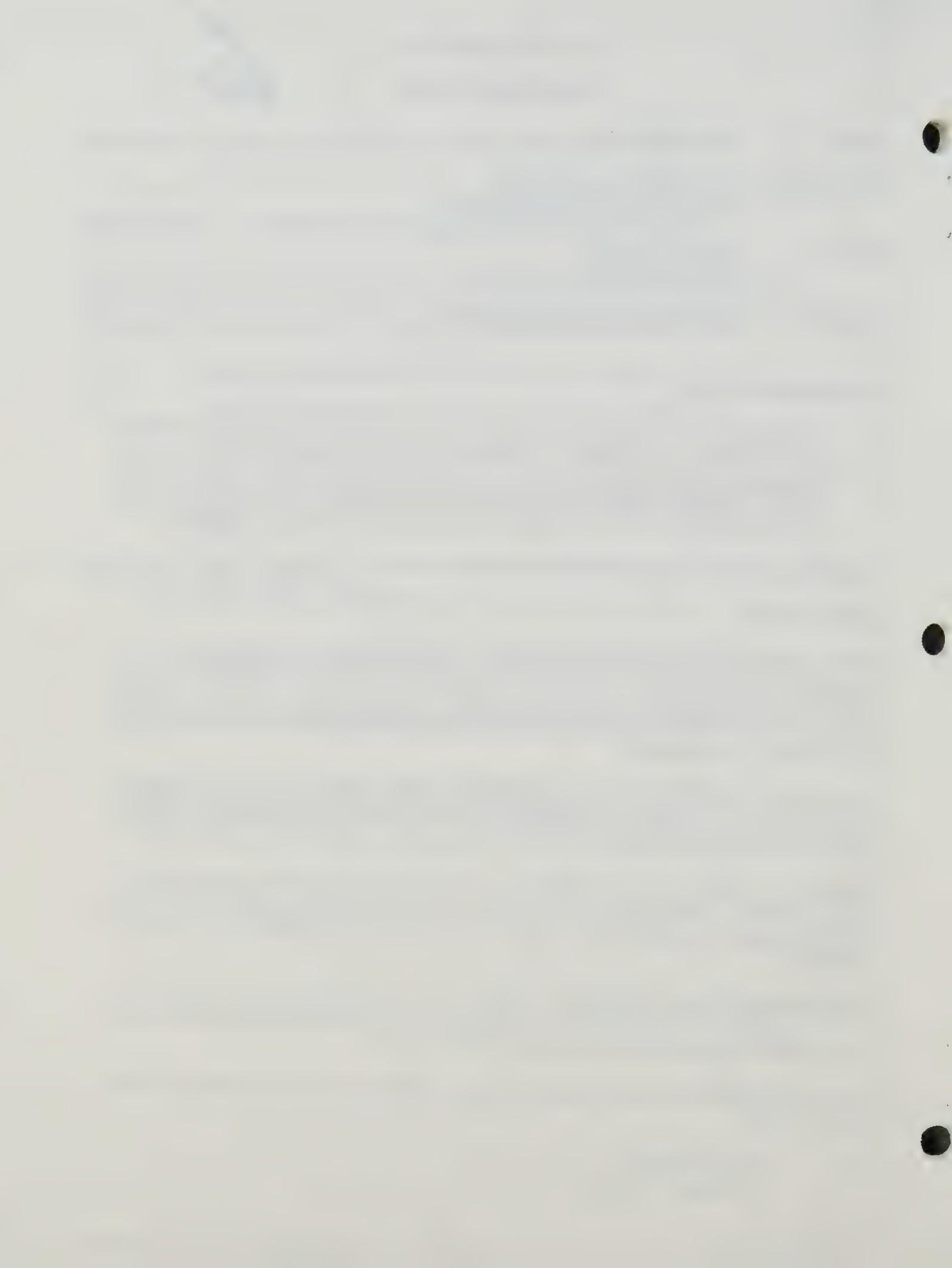
The Stadium Sub-committee was originally struck in May, 1980 by the former Board of Control to act as a liaison between the City and the Consultant appointed to carry out the Stadium/Arena feasibility study.

Following completion of the feasibility study, the Sub-Committee was revived in September, 1983 to investigate and submit a report and recommendations to the Parks and Recreation Committee with respect to football/stadium facilities for the City of Hamilton.

Following another period of inactivity, the Stadium Sub-Committee was revived once again in 1981 to consider the replacement of the artificial turf and submitted its recommendation for immediate replacement to City Council 1991 April 9.

The Sub-Committee has been inactive since the replacement of the artificial turf at Ivor Wynne Stadium.

c.c. Bob Chrystian
Manager of Parks



CITY OF HAMILTON

- RECOMMENDATION -

7.

DATE: 1993 March 17

REPORT TO: Chairperson and Members
Parks and Recreation Committee

FROM: Kevin C. Christenson, Secretary
Parks and Recreation Committee

SUBJECT:
Information Reports

RECOMMENDATION:

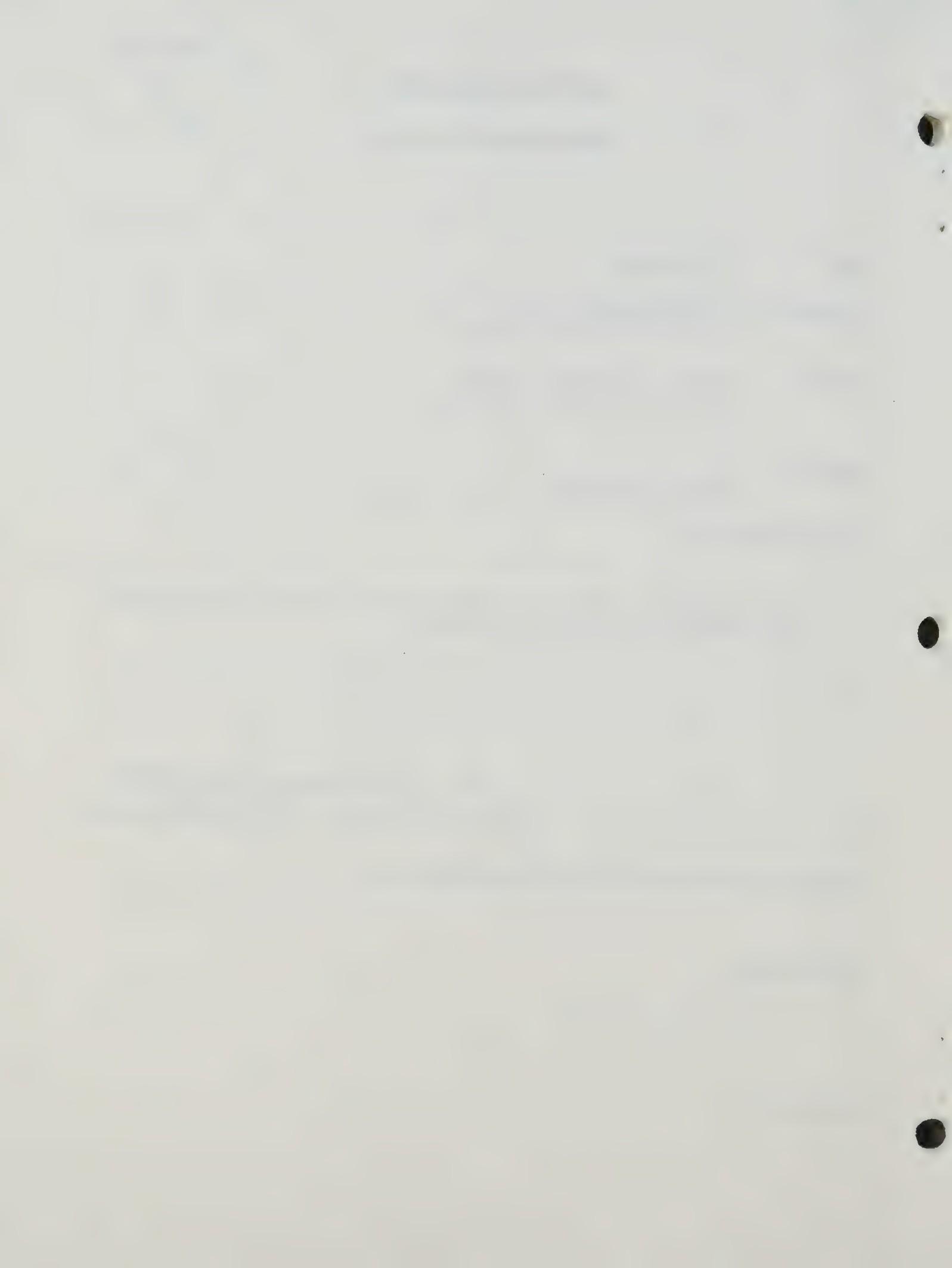
That the attached list of Information Reports that were previously distributed to the Parks and Recreation Committee, be received.

John Thompson
for Kevin Christenson

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

Attachment



INFORMATION REPORTS

PARKS AND RECREATION COMMITTEE

Date	From	Subject	Date Distributed
1993 February 26	Bob Sugden, Director Culture and Recreation	Indoor Bocci Courts	1993 February 26
1993 March 1	Bob Sugden, Director Culture and Recreation	Minor Hockey	1993 March 3
1993 February 26	Glenn Harkness, Manager Hamilton East Kiwanis Boys' and Girls' Club	Phase 1 of the Needs and Feasibility Study	1993 March 5
1993 March 3	Susan K. Reeder, Secretary Arts Advisory Sub-Committee	Minutes of the Arts Arts Advisory Sub-Committee for 1993 March 2	1993 March 10
1993 March 11	Bob Sugden, Director Culture and Recreation	Lakeland Pool	1993 March 17
1993 March 11	Bob Sugden, Director Culture and Recreation	Hamilton Playstructure Development	1993 March 17
1993 March 11	Bob Sugden, Director Culture and Recreation	Information Meeting for Girls' Hockey	1993 March 17

Kevin C. Christenson, Secretary
1993 March 17

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